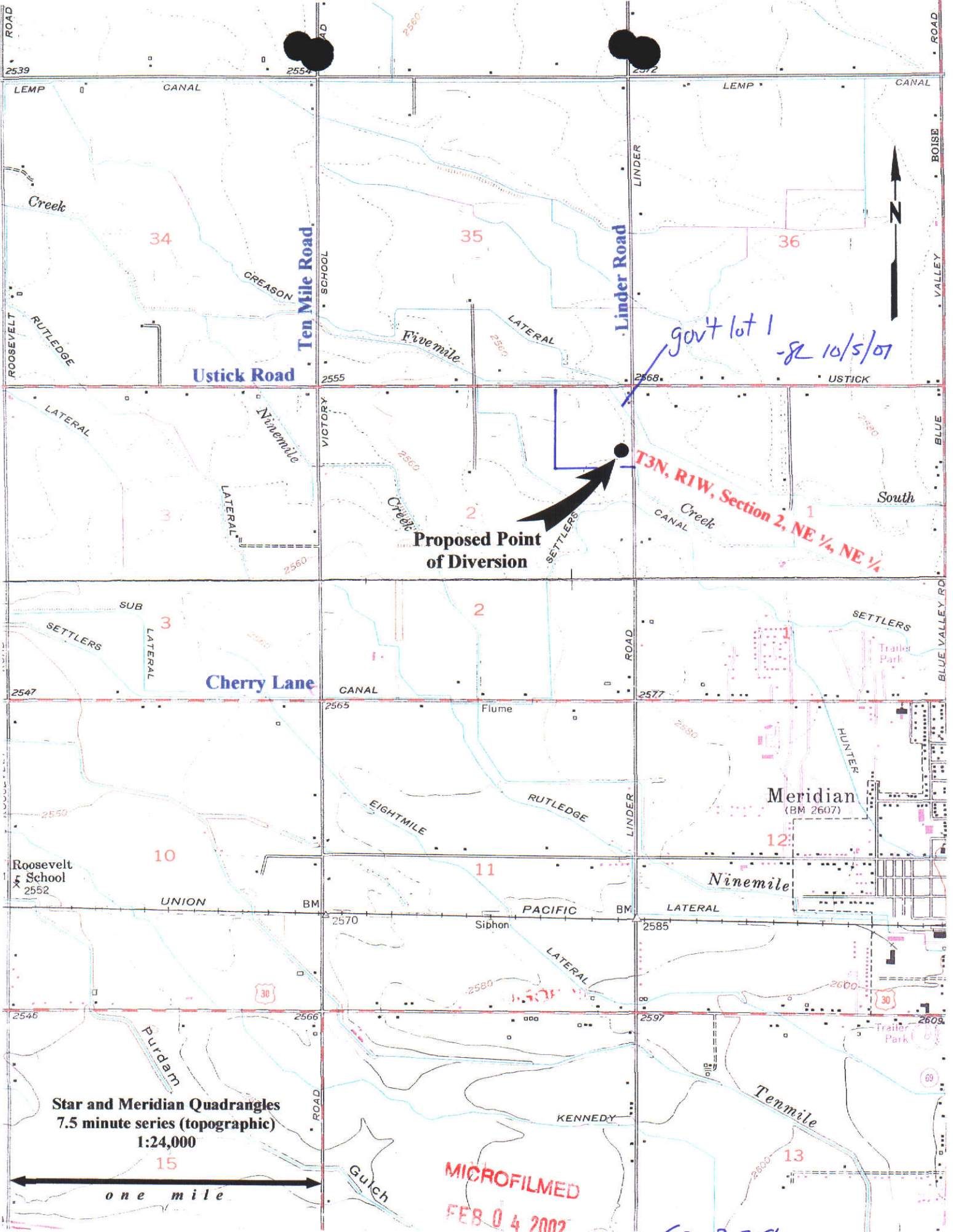


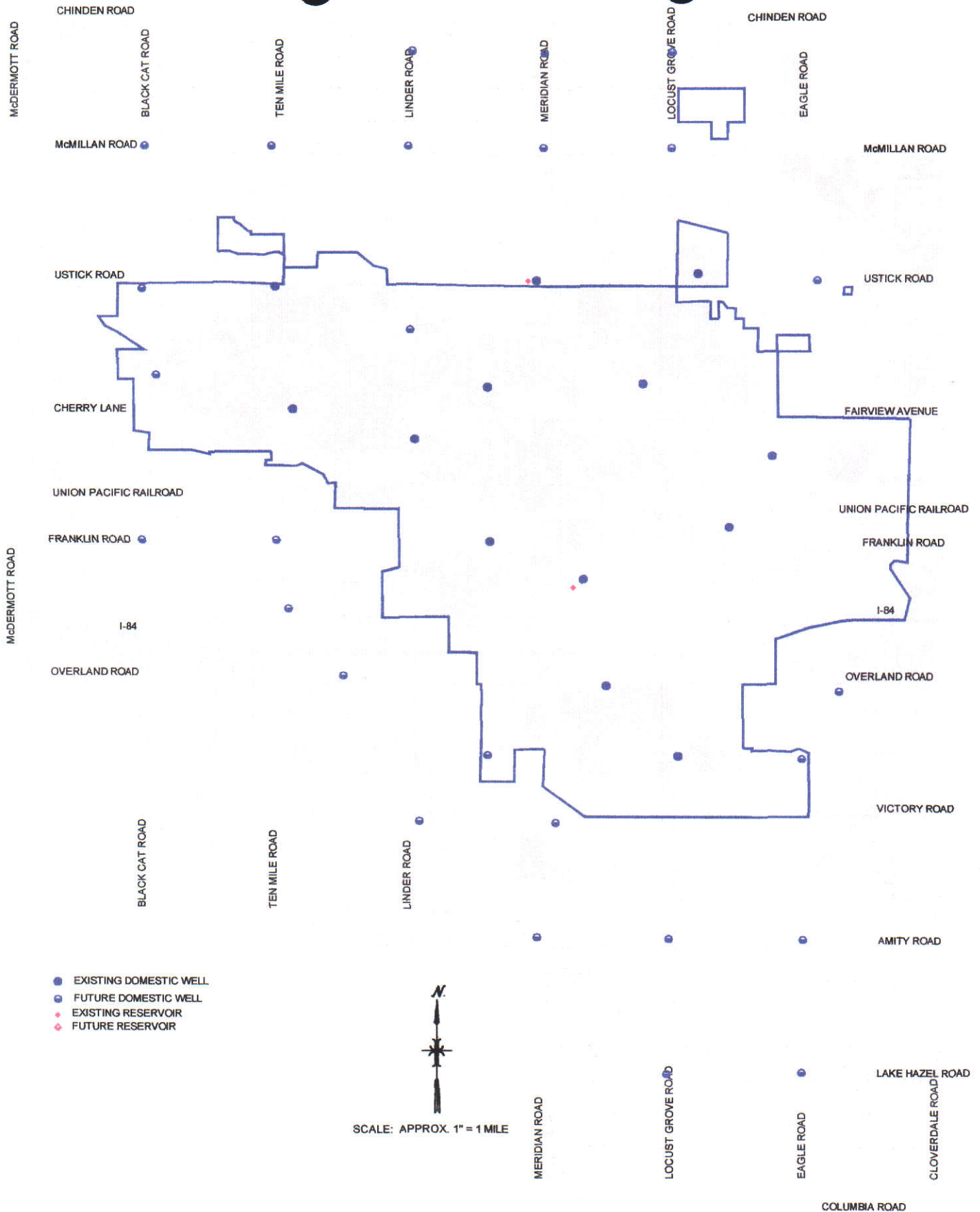


Star and Meridian Quadrangles
7.5 minute series (topographic)
1:24,000

MICROFILMED
FEB 04 2002

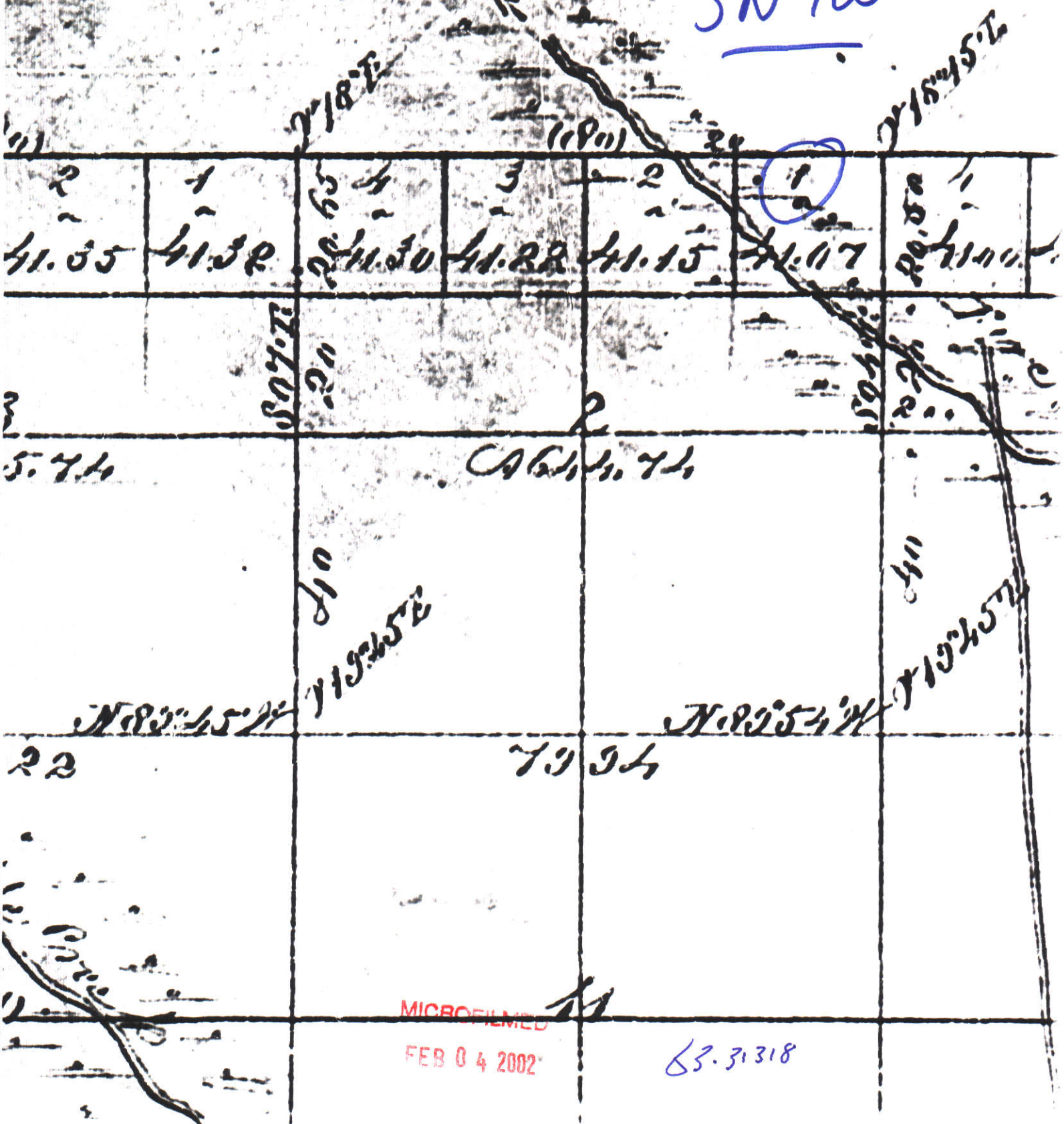
63-31318

CITY OF MERIDIAN WATER SYSTEM EXISTING SERVICE AREA (5-25-01)



Map West-Boise M.

3N 1W



State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-31318

Priority: 08/29/2001

Maximum Diversion Rate: 5.00 CFS

This is to certify, that CITY OF MERIDIAN
33 E IDAHO AVE
MERIDIAN ID 83642

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	5.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L1 SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 2, Twp 03N, Rge 01W, B.M. ADA County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 1, 2006**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
7. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
8. Place of use is within the service area of the City of Meridian municipal water supply.
9. Water bearing zone to be appropriated is 300 to 900 feet.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 7th day of December, 2001.

MICROFILMED

Karl J Dreher
for KARL J DREHER, Director

RECEIVED

Form 202
2/96

AUG 29 2001

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No.

63-31318

RECEIVED

NOV 29 2001

Please direct all inquiries to Ed Squires at 342-8369

1. Name of applicant City of Meridian, Idaho Well #24 Phone (208) 342-8369 E. Squires
Mailing address 33 E. Idaho, Meridian, Idaho 83642
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 3N Range 1W Sec. 2 in the SE $\frac{1}{4}$,
NE $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot. 1, B.M., Ada County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 5.0 cfs for Municipal purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 5.0 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source An 18-inch diameter X 800 foot deep well with a deep-well turbine pump, discharging into the City's integrated system of water mains and storage reservoirs.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is 18 inches; proposed depths of wells are _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? No; Drilling firm Project to be bid
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
7. Time required for completion of works and application of water to proposed beneficial use is Five (5) years (minimum 1 year).
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. City of Meridian, Idaho
d. Domestic; show number of households. _____
e. Other; describe fully. _____

continued on reverse

MICROFILMED

AUG 10 2002

9. Description of place of use:

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

[illegible]

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purpose as described above. The City of Meridian's portfolio of municipal water rights appurtenant to its service area.
11. a. Who owns the property at the point of diversion? The City of Meridian
b. Who owns the land to be irrigated or place of use? N/A to a municipal water right.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A to a municipal water right.
12. Remarks: Attachments include: 1) a listing of the current elected officials of the City of Meridian, Idaho, and 2) a location map showing the proposed point of diversion using a USGS 7½-minute topographic base map. 3) updated map showing the present boundary of the City of Meridian's water system service area as of 5-25-01. This application is for municipal use. The City of Meridian seeks this water right to be in accord with the Municipal Water Right Act of 1996, I.C. 42-202, 42-202B, 42-217, 42-219, 42-222 as a regular municipal water without domestic limitations. Water-bearing zone to be appropriated is 300-to-900 feet below land surface.
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 ½ "x 11" map clearly identifying the proposed point of diversion, place of use, section #, township, & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

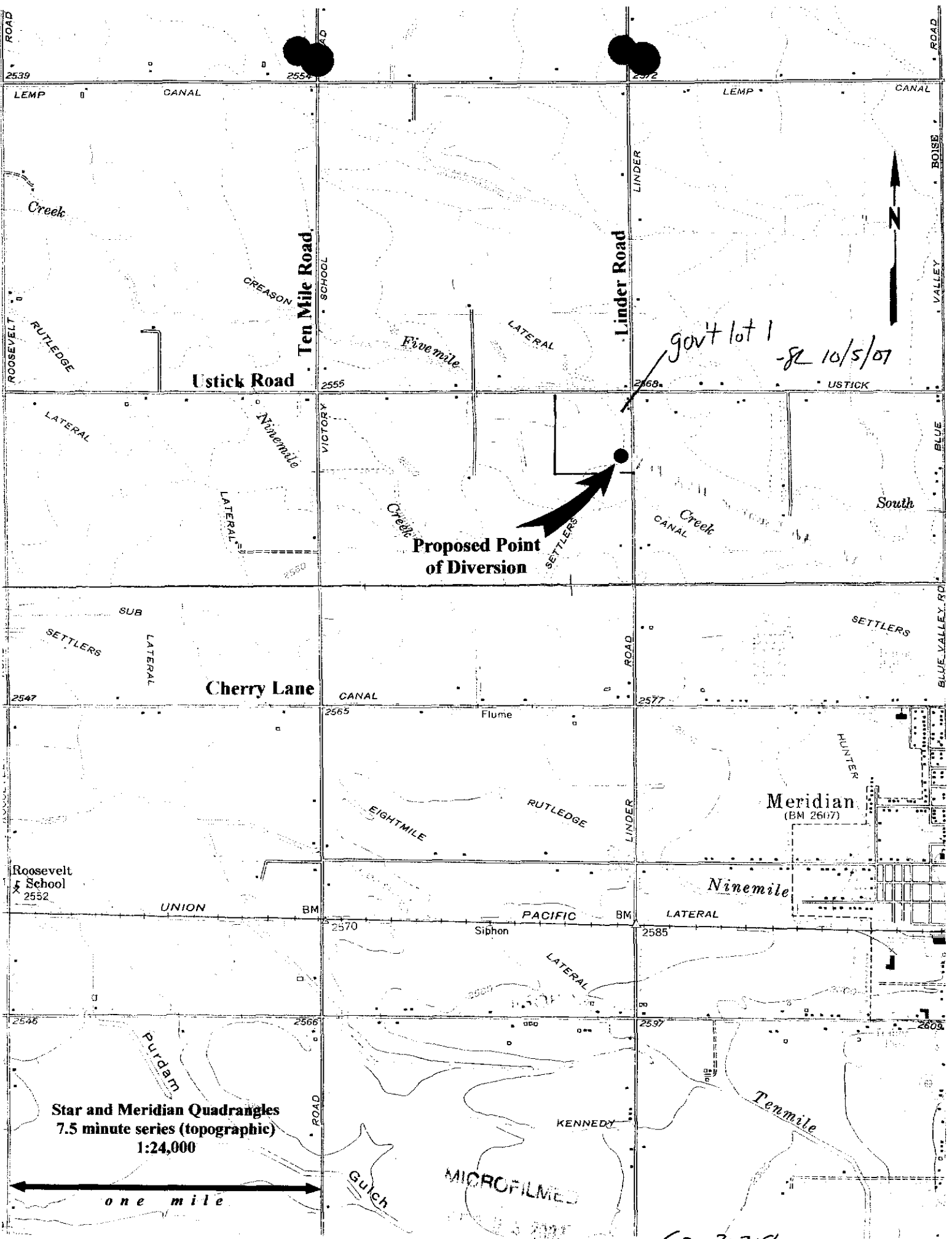
MICROFILMED

Robert O. Corrie

Mayor

Signature of the Applicant (and title, if applicable)

Received by KL Date 8/29/01 Time 12:00 Preliminary check by KL
 Fee \$ 410.00 Received by KL # W028235 Date 8/29/01
 Publication prepared by KL Date 11-14-8-01 Published in SD of the times
 Publication approved KL Date 11-19-01



Star and Meridian Quadrangles
7.5 minute series (topographic)
1:24,000

one mile

MICROFILMED

63-31318

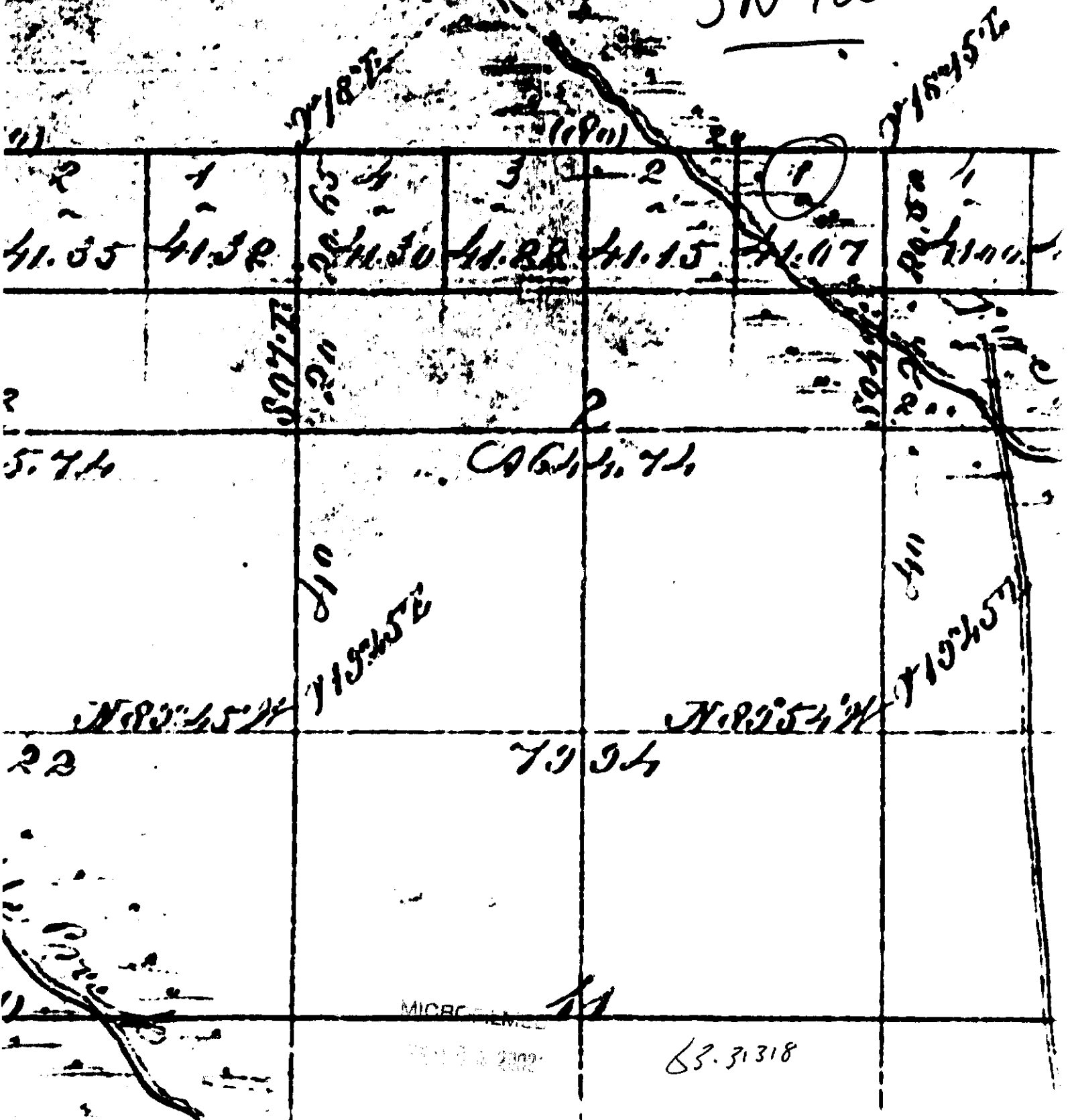
CHINDEN ROAD



65-31318

West Boise Al.

3N 1W



City of Meridian

Elected Public Officials

August 9, 2001

Mayor: Robert D. Corrie

Council: Ron Anderson
Keith Bird
Tammy deWeerd
Cherie McCandless

Address: 33 East Idaho Ave, Meridian, ID 83642
888-4433, Fax 887-4813

City Attorney: William F. Gigray, III
(contracted) *White, Peterson, Pruss, Morrow, & Gigray*
Attorneys at Law
P.O. Box 247
Nampa, ID 83652
466-9272

MICROFILMED
SEP 24 2002

63-31318



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 10, 2001

CITY OF MERIDIAN
33 E IDAHO AVE
MERIDIAN ID 83642

RE: Permit No. 63-31318

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

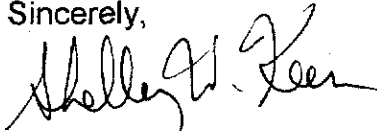
MICROFILMED

SEP 3 2002

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

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

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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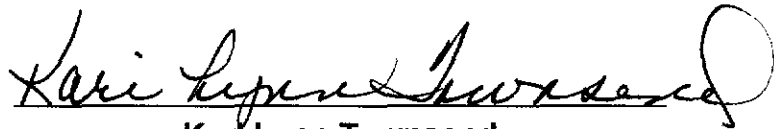
SEP 10 2007

CERTIFICATE OF MAILING

I hereby certify that on December 10, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 63-31318

**CITY OF MERIDIAN
33 E IDAHO AVE
MERIDIAN ID 83642**

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

**Karl Lynn Townsend
Secretary**

**MICROFILMED
FEB 6 4 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

MICROFILMED
FEB 6 4 2002

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 12/5/01

No. 63-31318 Name: City of Meridian Corp. Officers ☒ Ad ok ☐ Govt Lots ☐

AREA OF CONCERN: No/Yes ☐ Moratorium ☐ GWMA ☐ TRUST/NON-TRUST ☐

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCK WATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 12/01/2006

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS WB zone 300-900 ft.

COMMENTS

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: fr DATE: 10/5/01 APPLICATION: 63-31318

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use: Gov't. Lots: 9 P/D
Nature of proposed use: (Include description of use) N/A P/U
Description of diverting works: Well depth ~ 900' per Appl. Remarks
Time required for beneficial use of water:
Place of use or acres irrigated:
Map: (show T, R, S, QQ &/or QQQ)
Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Correct fee paid

ADDITIONAL INFORMATION

fr ADVERTISE REMARK(S)
(Reviewer identify which remarks)
RECEIVED
NOV 28 2001

YES NO

N/A Overlapping place of use: (Describe source & relationship to present application on next page.)
☒ Overlapping point of diversion. none for new g.w.
☒ Critical groundwater area:
☒ Groundwater management area:
☒ 1992 moratorium: OK for municipal use
☒ Surface water source, IDFG letter needed.
☒ Protected river or minimum flow reach, notify water planning bureau.
☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
☒ E-mail to Dam Safety staff: (for any storage)
☒ Mitigation plan: Check any that apply.
☒ N/A immediate = acceptable plan required and submitted.
☒ future = open areas, acceptance of condition of approval is in file. attached to application
☒ Send power requirement letter &/or fish farm requirement letter.
☒ Power residency affidavit:
☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

YES NO

☒ ☒ In form for advertising:
☒ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☒ ☒ I.D. Health & Welfare
☒ ☒ I.D. District Health
☒ ☒ I.D. Fish & Game
☒ ☒ I.D. Lands

NO RESP
RECEIVED

YES NO

☒ ☒ U.S. BLM
☒ ☒ U.S. Forest Service
☒ ☒ Water Dist. #
☒ ☒ Water Planning Bureau
☒ ☒ Other

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☒ Affidavit of publication received:
☒ ☒ Application published correctly: If not, record action taken.

☒ ☒ Publication dates and paper recorded on application:
☒ ☒ Final date for protest 11-19-01

☒ ☒ Protests received.

☒ ☒ Recommendations attached:

☒ ☒ Measuring device required:

☒ ☒ Water delivered by water master? District #

☒ ☒ Special conditions of approval or cover letter:

Standard conditions, future mitigation, 300'-900' W-b. zone, Retain use of surface water,
 allow 5 years

See below for additional information

Recommended Date or Priority

Recommended by: Approve -

8-29-2007

Date:

11/28/01

ADDITIONAL INFORMATION:

CONTACT = ED SQUIRRES

REGULAR Muni WR (no "future needs of planning
 horizon").

RECEIVED

NOV 09 2001

WATER RESOURCES
WESTERN REGIONThe Idaho
Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	554401	APPLICATION - CITY OF MERIDIAN	\$108.00
Ordered by:	P.O. #	Rate	Run Dates
SUE TAYLOR		TT	NOVEMBER 1, 8, 2001
IDAHO DEPARTMENT OF WATER RESOURCES WEST 2735 AIRPORT WAY BOISE, IDAHO 83705			Number of Lines 30 X 2
			Affidavit 1
			Legal # 11836

LEGAL NOTICE

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

63-31318

CITY OF MERIDIAN
33 E IDAHO AVE
MERIDIAN ID 83642Point(s) of Diversion L1 SENENE S2 T03N R01W ADA County Source GROUND WATER
Use: MUNICIPAL 01/01 To 12/31 5 CFS
Total Diversion: 08/29/2001 5 CFS
Date Filed:

Remark: Water earring zone to be appropriated is from 300 to 900 feet for water use within applicant's service area.

Applicant agrees to mitigate consumptive use in the future as needed. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/19/2001. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER,
Director

Pub. Nov. 1, 8, 2001

11836

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended for:

TWO

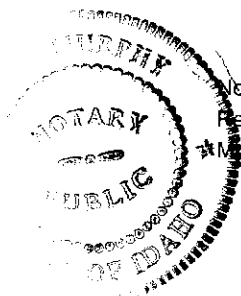
☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
 insertion(s)

beginning with the issue of: NOVEMBER 1, 2001
 and ending with the issue of: NOVEMBER 8, 2001

Janice Hildreth

STATE OF IDAHO)
) ss
 COUNTY OF ADA)

On this 8 day of NOVEMBER in the year of 2001
 before me, a Notary Public, personally appeared before me Janice Hildreth
 known or identified to me to be the person whose name subscribed to the
 within instrument, and being by me first duly sworn, declared that the state-
 ments therein are true, and acknowledged to me that she executed the same.



Notary Public for Idaho
 Residing at: Boise, Idaho
 My Commission expires: 11/6/04

Judy Murphy

11/6/04



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 26, 2001

DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Water Right No. 63-31318 in the Name of City of Meridian.
Application for Water Right No. 65-31330 in the Name of Middleton School District.

Dear Sir:

Enclosed are copies of the above-referenced applications, which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by November 19, 2001.

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

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:lm

Encl.

MICROFILMED
OCT 30 2002

October 25, 2001

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit Nos. 63-31318 and 63-31330

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 11/19/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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SEP 8 2002

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

63-31330

MIDDLETON SCHOOL DISTRICT
5 SOUTH 3RD AVE WEST
MIDDLETON ID 83644

Point(s) of Diversion SENE S28 T05N R03W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 09/26/2001

Place Of Use: DOMESTIC

T05N R03W S28 NENE SENE

Remark: Water bearing zone to be appropriated is from 100 to 250 feet for nonconsumptive use at Middleton Elementary School.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/19/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Idaho Statesman on November 1 and 8, 2001.

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REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant City of Meridian, Idaho
Mailing Address 33 E. Idaho
Meridian, Idaho 83642
Application No. 63-31318
(if known)

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

XX WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature Robert D. Cassie

Date August 10, 2001

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

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