

Caldwell Quadrangle  
7.5 minute series (topographic)  
1:24,000

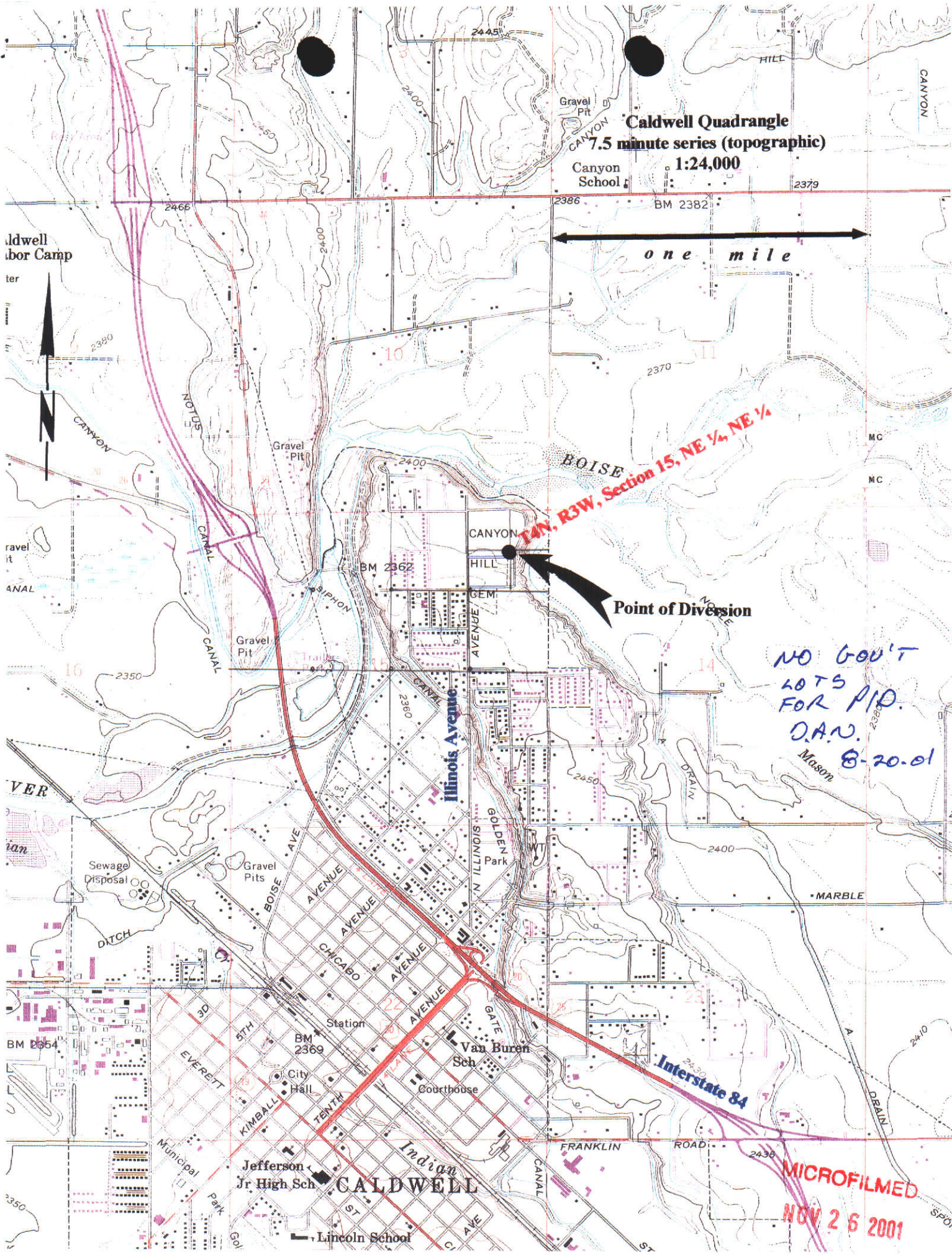
one mile

Caldwell Labor Camp

Point of Diversion  
T4N, R3W, Section 15, NE 1/4, NE 1/4

NO GOV'T  
LOTS  
FOR PIP.  
D.A.N.  
8-20-01  
Mason

MICROFILMED  
NOV 26 2001



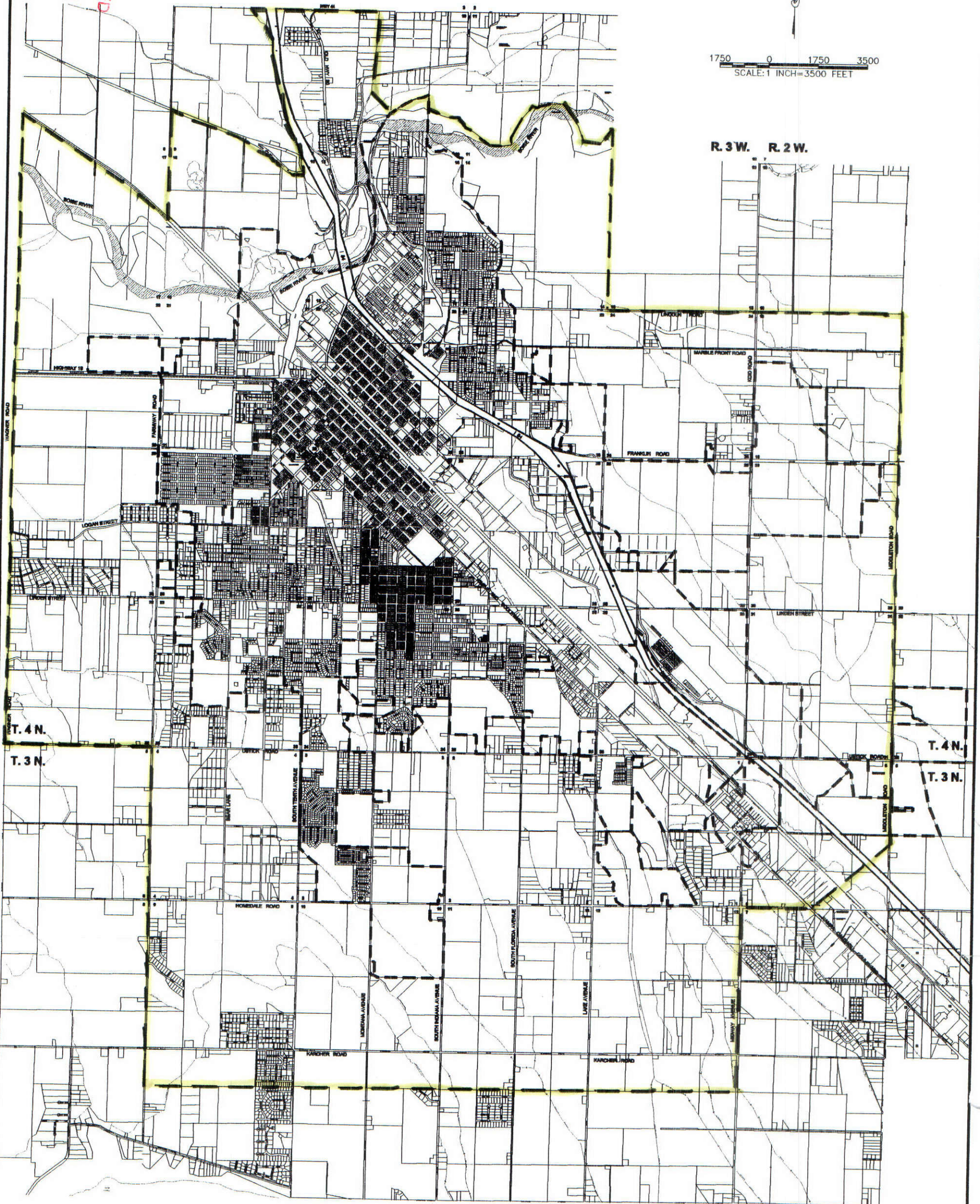
# CITY OF CALDWELL

## BASE MAP

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NOV 26 2001

1750 0 1750 3500  
SCALE: 1 INCH=3500 FEET

R. 3W. R. 2W.



IMPACT AREA

CITY LIMITS

R. 3W. R. 2W.



HOLLADAY ENGINEERING CO.

by Holladay Engineering Co.  
All Rights Reserved

G:\MAPS\CALDWELL\ZONES

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

NO. 63-31283

Priority: 08/17/2001

Maximum Diversion Rate: 3.00 CFS

This is to certify, that CITY OF CALDWELL  
621 CLEVELAND BLVD  
PO BOX 1177  
CALDWELL ID 83605

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       | 3.00 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 15, Twp 04N, Rge 03W, B.M. CANYON County

PLACE(S) OF USE: Within the service area of the City of Caldwell municipal water supply.

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before November 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. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
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. Water bearing zone to be appropriated is 260 to 416 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 31<sup>st</sup> day of October, 2001.

MICROFILMED

  
for  
KARL J DREHER, Director

RECEIVED

AUG 1 2001

WATER RESOURCES  
WESTERN REGIONIdent. No. 63-31283Form 202  
2/96

RECEIVED

OCT 29 2001

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

*\* Please direct all inquiries to Ed Squires at 342-8369*

1. Name of applicant City of Caldwell Well # 4 Phone (208) 342-8369  
Mailing address 621 Cleveland Blvd., Caldwell, Idaho 83605
2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township 4N Range 3W Sec. 15 in the SE  $\frac{1}{4}$ ,  
NE  $\frac{1}{4}$ , NE  $\frac{1}{4}$ , Govt. Lot. 2024 N. Illinois Ave, Caldwell, B.M., Canyon Hill Cemetery County: Canyon.  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 3.0 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) 3.0 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 A 16-inch diameter, 416-foot deep well, with a deep well turbine pump, discharging into the City's integrated system of water mains and reservoirs.  
b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet  
c. Proposed well diameter is 16 inches; proposed depth of well is 416 feet.  
d. Is ground water with a temperature of greater than 85°F being sought? No  
e. If well is already drilled, when? August, 2000; Drilling firm Riverside Inc.  
Well was drilled for (well owner) City of Caldwell Drilling Permit No. D0012675
7. Time required for completion of works and application of water to proposed beneficial use is 5 years 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 Caldwell  
d. Domestic; show number of households. \_\_\_\_\_  
e. Other; describe fully. \_\_\_\_\_

continued on reverse

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NOV 23 1991

**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 Caldwell's portfolio of municipal water rights appurtenant to its service area and Statutory Claim No. A63-05051 with same POD
11. a. Who owns the property at the point of diversion? The City of Caldwell  
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 Caldwell, Idaho, 2) a map showing the point of diversion on a 7 1/2 - minute topographic series base map, 3) an updated map showing the present boundary of the City of Caldwell's water-system service area/area of impact, and 4) a Request to Process. This application is for municipal use. The City of Caldwell 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. Aquifer zone to be appropriated is 260-to-416-feet below ground level.
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2 "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**

10-17-68

Samuel L. Randall

**Signature of the Applicant (and title, if applicable)**

Received by DR Date 8-17-01 Time 10:40A Preliminary check by \_\_\_\_\_  
 Fee \$ 330 Received by DR # W028195 Date 8-17-01  
 Publication prepared by W Date 8-29-01 Published in \_\_\_\_\_  
 Publication approved W 9-6-01 Date W **PRESS TRIBUNE**

**MAYOR**

GARRET L. NANCOLAS

**CITY CLERK**

BETTY JO KELLER



**COUNCIL MEMBERS**

RICK WELLS  
DENNIS CALLSEN  
MIKE GABLE

JERRY LANGAN  
SHANNON OZUNA  
ROB HOPPER

# City of Caldwell

## Elected Public Officials

**August, 2001**

**Mayor:**

Garret L. Nancolas

**Council:**

Rick Wells  
Dennis Callsen  
Mike Gable  
Jerry Langan  
Shannon Ozuna  
Rob Hopper

**Address:**

621 Cleveland Blvd., Caldwell, ID 83605  
455-3000, Fax 455-3003

**City Attorney:**  
(contracted)

Mark Hilty  
*Hamilton, Michaelson, and Hilty*

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NOV 14 2001

Caldwell Quadrangle  
7.5 minute series (topographic)  
1:24,000

Canyon School

2379

one mile

Caldwell Labor Camp

ter

Gravel Pit

ANAL

VER

BM 2364

2350

Gravel Pit

Gravel Pit

Sewage Disposal

DITCH

Municipal Park

Jefferson Jr. High Sch.

CALDWELL

Lincoln School

BM 2362

Illinois Avenue

Gravel Pits

City Hall

Kimball

Station

Lincoln School

CANYON HILL

GEM

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

AVENUE

BOISE

Section 15.4E.1N

Point of Diversion

NO GOV'T  
LOTS  
FOR PIP.  
D.A.N.  
8-20-01

MARBLE

Interstate 84

FRANKLIN ROAD

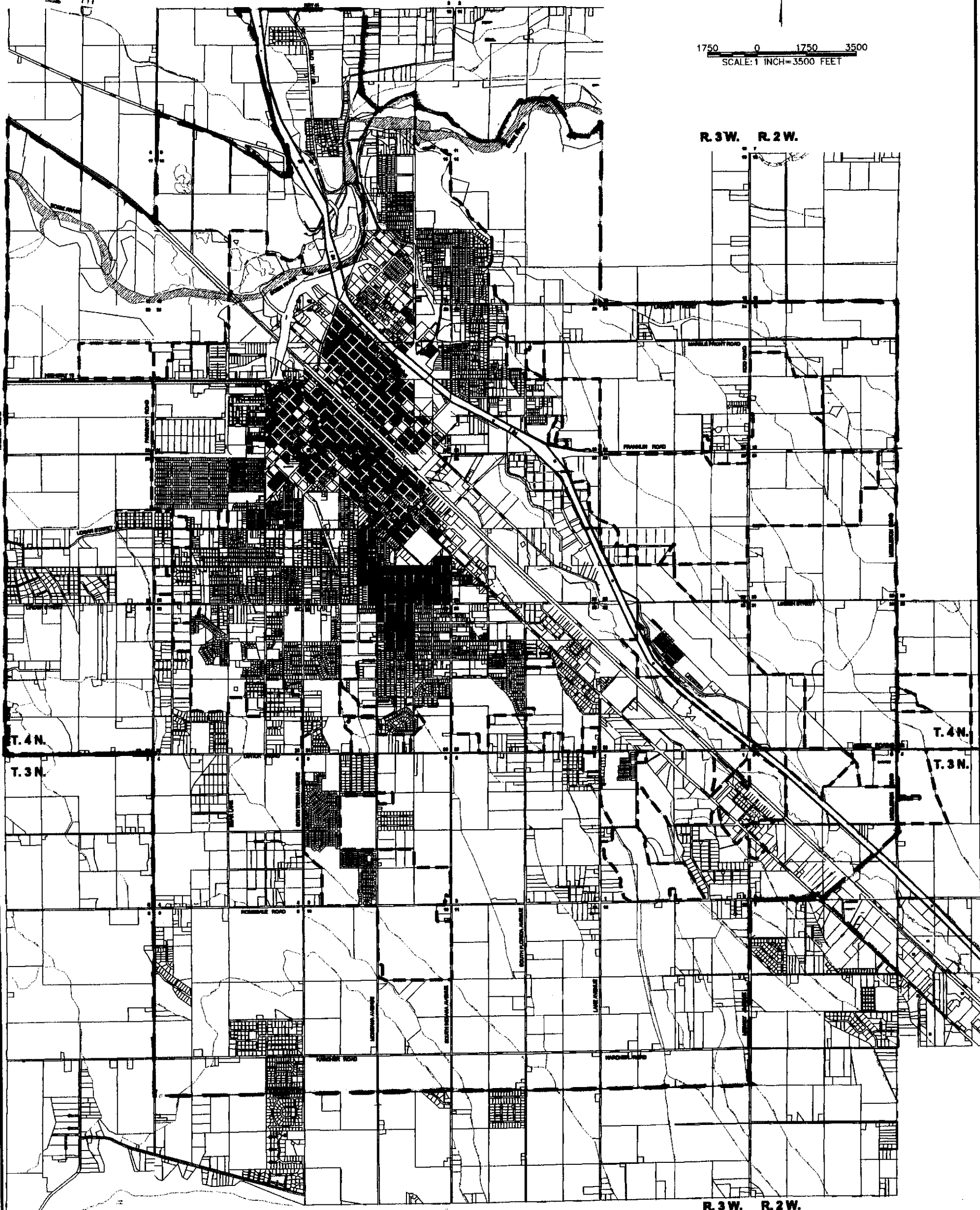
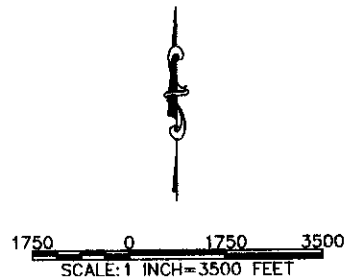
MICROFILMED

SPD

# CITY OF CALDWELL

## BASE MAP

MICROFILMED  
NOV 25 2001



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-5051  
Date Received: 3/15/1990  
Receipt No: C015577  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF CALDWELL Phone: (208)455-1177  
P O BOX 1177  
621 CLEVELAND BLVD  
CALDWELL ID 836061177

2. Date of Priority: 01/01/1946

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 04N      | 03W   | 15      | SE NE NE              | CANYON |      |

5. Description of diverting works:

WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

| Purpose   | From | To    | C.F.S. | (or) A.F.A |
|-----------|------|-------|--------|------------|
| MUNICIPAL | 1/01 | 12/31 | 1      |            |

7. Total Quantity Appropriated is:  
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use | Acres |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|

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NOV 2 1990

11. Place of use in counties:

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

P/U WITHIN THE CITY LIMITS OF CALDWELL.  
POD AMENDED PER CLAIMANTS REQUEST.

15. Basis of Claim: Statutory Claim

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
\_\_\_\_\_, Title  
\_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of  
\_\_\_\_\_, Title  
\_\_\_\_\_ and that the statements contained in the  
Organization  
foregoing document are true and correct.

\_\_\_\_\_  
Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this  
of \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
Notary Public

Residing at \_\_\_\_\_

My commission Expires \_\_\_\_\_

MICROFILMED

NOV 2 8 2001



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

November 1, 2001

CITY OF CALDWELL  
621 CLEVELAND BLVD  
PO BOX 1177  
CALDWELL ID 83605

RE: Permit No. 63-31283

### 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.

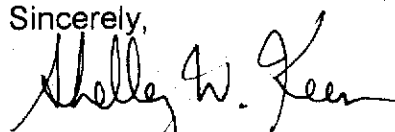
MICROFILMED

NOV 2 1 2001

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,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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APR 25 2001

**CERTIFICATE OF MAILING**

I hereby certify that on November 1, 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. 63-31283**

**CITY OF CALDWELL  
621 CLEVELAND BLVD  
PO BOX 1177  
CALDWELL ID 83605**

  
Kari Lynn Townsend  
Secretary

**MICROFILMED**

**NOV 2 8 2001**

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

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

**PETITION FOR RECONSIDERATION**

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

**EXCEPTIONS AND BRIEFS**

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

**REQUEST FOR HEARING**

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

**ORAL ARGUMENT**

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

**CERTIFICATE OF SERVICE**

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

### 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 10/29/01

No. 63-31283 Name: City of Caldwell Corp. Officers ☒ Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes TVGW Moratorium study area GWMA ~~TRUST/NO-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 - 048-049 (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)  
STOCKWATER - 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:** 11/01/2006

**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 WD**

≤ 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 ¼ - 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** WBZ = 260-416 ft.

**COMMENTS** \_\_\_\_\_

January 2001

IDEO DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

OCT 29 2

Department of Water Resources

INITIAL REVIEW BY: DAW DATE: 8-20-01 APPLICATION: 63-31283REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated: MAP OF SERVICE AREA PROVIDED
- ☒ 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

Gov't. Lots:

|            |     |
|------------|-----|
| <u>NO</u>  | P/D |
| <u>N/A</u> | PIU |

ADDITIONAL INFORMATION

(Reviewer identify which remarks)

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.) MULTIPLE CITY OF CALDWELL RIGHTS (28 TO 91)
- ☒ Overlapping point of diversion. 63-5051
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium: EXEMPT (MUNICIPAL RIGHT)
- ☒ 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.
- ☐ immediate = acceptable plan required and submitted.
- ☒ future = open areas, acceptance of condition of approval is in file.
- ☒ 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 \_\_\_\_\_

## PROCESSING

APP. NO. \_\_\_\_\_

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

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 9-24-01

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District # \_\_\_\_\_

☐ ☐ Special conditions of approval or cover letter: 121, 046

See below for additional information

Recommended Date or Priority 8/17/01Recommended by: Darg Date: 10/22/01

## ADDITIONAL INFORMATION:

THIS APPLICATION IS TO INCREASE THE  
DIVERSION RATE OF WELL #4 TO  
4 CFS. 1.00 CFS DESCRIBED UNDER RIGHT 63-5051  
AND 3.00 CFS REQUESTED FROM THIS APPLICATION.  
THE WELL ACCORDING TO ED SQUIRES THE LEGAL  
DESCRIPTION FOR 63-5051 IS INCORRECT  
AND MR. SQUIRES WILL <sup>AMEND</sup> CORRECT SRBA CLAIM  
63-5051 TO GIVE THE CORRECT WELL DESCRIPTION.

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) SS.  
County of Canyon )

Traci L. Griffin  
of Nampa, Canyon County, Idaho, being  
first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.
4. That said notice was published the following:  
09/06/2001, 09/13/2001

STATE OF IDAHO )  
County of Canyon )

On the 13th day of Sept in the year of 2001  
before me, a Notary Public, personally appeared  
Traci L. Griffin,  
known or identified to me to be the person  
whose name is subscribed to the within  
instrument, and being by me first duly sworn,  
declared that the statements therein are true, and  
acknowledge to me that he/she executed the same.

Jeanne Lusk  
Notary Public for Idaho  
Residing at Nampa  
My commission expires June 21, 2003

e0100285 04504586  
1 Idaho Dept. of Water Resource  
2735 Airport Way  
BOISE ID 83705

## LEGAL NOTICE

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

63-31283  
CITY OF CALDWELL  
621 CLEVELAND BLVD  
PO BOX 1177  
CALDWELL ID 83805

Point(s) of Diversion  
SENE  
S15 T04N R03W  
CANYON County

Source  
Use: MUNICIPAL  
01/01 To 12/31 3 CFS

Total Diversion: 3 CFS  
Date Filed: 08/17/2001

Remark: Applicant agrees to miti-  
gate consumptive use in the future  
as needed. Municipal use is for ap-  
plicants service area. Water bearing  
zone to be appropriated is from 260  
to 416 feet.

Permits will be subject to all prior  
water rights. Protests may be sub-  
mitted 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 pro-  
test fee of \$25.00 for each applica-  
tion on or before 09/24/2001. The  
protestant must also send a copy of  
the protest to the applicant.

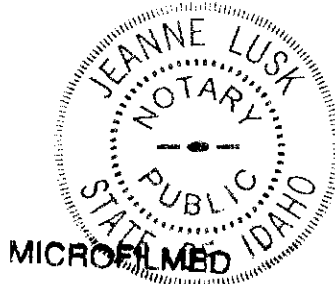
KARL J DREHER, Director  
September 8, 13, 2001

04504586

RECEIVED

SEP 14 2001

WATER RESOURCES  
WESTERN REGION



SEP 25 2001



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

September 5, 2001

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

Re: Application for Amendment of Permit No. 63-12537 Chapman Ranch, LLC  
Application for Permit No. 63-31281 – City of Meridian  
Application for Permit No. 63-31283 – City of Caldwell  
Application for Permit No. 65-22622 – Horseshu Vue Ranch Water & Road

Dear Sir:

Enclosed are copies of the above-referenced applications that 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 these application(s), your written protest along with the \$25.00 protest fee must be received in this office by September 24, 2001.

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

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

NOV 26 2001

August 29, 2001

**Legal Notice Department**

*Press-Tribune*

PO Box 9399

Nampa ID 83652

RE: Application for Permit No. 63-31283

**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 09/24/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor

Senior Secretary

MICROFILMED

SEP 25 2001

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

63-31283

CITY OF CALDWELL  
621 CLEVELAND BLVD  
PO BOX 1177  
CALDWELL ID 83605

Point(s) of Diversion SENENE S15 T04N R03W CANYON County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 3 CFS

Total Diversion: 3 CFS

Date Filed: 08/17/2001

Remark: Applicant agrees to mitigate consumptive use in the future as needed.  
Municipal use is for applicants service area  
Water bearing zone to be appropriated is from 260 to 416 feet.

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 09/24/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on September 6 and 13, 2001.

MICROFILMED

SEP 26 2001

# 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 Caldwell, Idaho

Mailing Address 621 Cleveland Blvd.  
Caldwell, Idaho 83605

Application No. \_\_\_\_\_  
(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

Gary L. Mancini

Date

8/14/01

Please return this form to:

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

MICROFILMED

JUN 20 2001