



United States Department of the Interior

BUREAU OF RECLAMATION

Snake River Area Office
214 Broadway Avenue
Boise, Idaho 83702-7298



IN REPLY REFER TO:

SRAO-6415
WTR-4.10

July 19, 1995

Don Smitchger/President
Settlers Irrigation District
PO Box 7571
Boise ID 83707-1571

Subject: Delivery of Project Water to Government Lands within the
Settlers Irrigation District.

Dear Don:

Sometime ago your district, the Boise Project Board of Control, and the water district #63 Watermaster requested that this office assist in resolving an Arrowrock Division storage and natural flow allocation question dating back to the 1920's. After lengthy research into our files and the district records and contracts, as well as discussions with all parties concerned we have determined that a reallocation of storage space and natural flow rights is in order.

The following will give you some background information into the situation and our method of resolution. By contract of February 18, 1919, Reclamation established 420 acres of government lands within the Settlers Irrigation District. According to the contract, "the United States will provide both storage capacity in the Arrowrock Reservoir and carrying capacity in the canal system constructed by the United States...and [that the United States] will deliver to the District for distribution to the [these] lands...as nearly as practical the same proportionate share per acre of water actually available for...as is provided for similar project lands of the Boise Project outside of [Settlers], but not more however, that is needed for beneficial use on said lands."

On September 19, 1921, the Settlers Irrigation District and Anna Noble, with concurrence from Reclamation, entered into an agreement to allow 98.13 acres of Anna Noble's land to have a full government water right from the Boise Project under the provisions of the 1919 contract.

On June 12, 1931, Reclamation and Settlers Irrigation District executed Adjustment Contract B-12-4 which required Settlers Irrigation District to pay all past due construction, operation, and maintenance charges due from the district to the United States for the total 518.13 acres of project lands.

Originally the 420 acres were to receive water from a lateral off the Boise Project System as recognized in the 1919 and 1921 agreements to deliver water to the "project lands" located in Settlers Irrigation District from the Main Canal. However, the supply lateral from the Main Canal to the land in question was never constructed. Consequently, Settlers Irrigation District has transmitted the water to these lands through their diversion dam and canal system. However, the storage capacity for these project lands was retained in the Boise Project district accounts and the carrying capacity remains in the New York Canal.

We have determined that the most expeditious and direct method to correct the records and to honor previously executed contracts will be to reallocate storage amounts of the parties involved (the five irrigation districts within the Boise Project to Settlers Irrigation District Account), and to implement the new allocations through the water master. The permanent transfer of storage and natural flow water will be for the 518.13 acres of "project lands." Enclosed are two lists, one reflecting the current allocation amounts and one reflecting the amounts after the reallocations.

Reclamation will reallocate a total of 803 acre-feet of Arrowrock Reservoir storage space and 8.79 cubic feet per second of project flow rights. The apportionment of storage space will be based on the irrigable acres recognized in the 1990 Deer Flat Safety of Dams Repayment Contract number 0-07-10-W0801. Calculations for re-allocations is attached and the re-allocations are as follows:

Big Bend	8 acre feet
Boise-Kuna	238 acre feet
Nampa and Meridian	193 acre feet
New York	87 acre feet
Wilder	277 acre feet

Reclamation will add the Settlers Canal as an alternate point of diversion for 803 acre feet of Arrowrock Reservoir storage and 8.79 cubic feet per second of project flow rights for the 518.13 acres of project lands. The attached chart will indicate storage allocations after the changes have been made.

An additional condition that will require adjustments to the diversion point and the storage allocations is the delivery to 126.59 acres of Boise-Kuna lands that lie within the Settlers external boundaries. The lands continue to be Boise-Kuna lands, however, the delivery of water to these lands will be diverted through the Settlers Canal. A total of 196 acre-feet and 2.15 cubic feet per second will be taken from the Boise-Kuna account for delivery to these lands.

We will instruct the water master to make the storage reallocations as of this date and the Regional Water Rights Officer will make the necessary filings to amend the natural flow rights and points of diversion in the Snake River Basin Adjudication.

If you have further questions regarding this matter please contact Ruth Page at 334-9168.

Sincerely,



Jerrold D. Gregg
Area Manager

Enclosures

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Big Bend Irrigation District
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Boise Project Board of Control

Boise Field Solicitor's Office/ attn: Kathleen Carr
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