

NEW YORK IRRIGATION DISTRICT  
6616 OVERLAND ROAD  
BOISE, ID 83709  
PHONE 378-1023 FAX 378-1274

To Whom It May Concern:

In response to your inquiry or comments about your “Irrigation Tax Assessment” and water rights with New York Irrigation District, please be advised as follows.

First, let us explain that “the water rights and irrigation tax” was placed on all properties below the Anderson Ranch and Arrow Rock Dams when the United States Bureau of Reclamation came in and built those dams to develop this valley and take it out of sagebrush. The dams were built not only for irrigation purposes, but also for flood control, recreation, sports, power, etc. The assessments are not for the actual irrigation water but for the upkeep of the system as a whole. Your property does have a right to water from the New York Irrigation District however, you may or may not be able to have water delivered to you.

The New York Irrigation District is governed by Idaho Code 43. The only way an irrigation tax assessment can be removed from your property is by exclusion with loss of water rights. Idaho Code 43 Chapter 11 “Exclusion of Lands from District” dictates the procedure how a parcel of property is removed from an irrigation district. To file for an exclusion, all current assessments must be paid in full, “Application for Exclusion” filled out (available at our office and/or on our **website – NYID.ORG**) and filed with the district and a fee of \$30.00 (\$5.00 filing fee and \$25.00 exclusion fee) per parcel under an acre or \$5.00 filing fee plus \$50.00 per acre or portion thereof exclusion fee and the application must be signed by all recorded owners of the property. If you file an “Application for Exclusion” with all appropriate fees and signatures with the District, the District will check the availability of water delivery to your property. Also, if your property is in an organized subdivision the district will check the subdivision’s CC&R’s to see if there is a clause stating you cannot exclude from the irrigation district. After all information is researched the petition will be presented to the Board of Directors at their regular board meeting for approval or disapproval.

If you are in a subdivision with a pressurized system, you will not be able to exclude.

Second, your “irrigation tax” is not included in your property taxes and is not collected on your mortgage payments.

Third, if your “irrigation tax” is delinquent for three years or more, the district has the right to take a tax deed to your property according to Idaho Code 43, Chapter 7. After a tax deed has been taken the district has the right to sell the property for the delinquent assessments including penalties, interest, costs and fees.

If you have any further questions, please feel free to call our office or contact an attorney.

Sincerely,

NEW YORK IRRIGATION DISTRICT

PETITION FOR EXCLUSION OF LAND  
FROM NEW YORK IRRIGATION DISTRICT  
IDAHO CODE – TITLE 43, CHAPTER 11

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Petitioner(s), mailing address and phone number:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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Additional Information for Petitioners  
(Please read before filling out petition)

1. A filing fee in the amount of five dollars (\$5.00) per each lot or parcel of land described in the petition shall accompany the filing of each petition, plus an exclusion fee in the amount of twenty-five dollars (\$25.00) for each lot or parcel containing less than one (1) acre which is in a subdivision as defined in Section 50-1301, Idaho Code, or an exclusion fee of fifty dollars (\$50.00) for each acre or portion thereof in all other parcels of property, for which New York Irrigation District (“NYID”) shall provide a suitable receipt evidencing payment. Petitions shall be summarily rejected if not accompanied by the required filing fee, exclusion fee, and any indebtedness owing to NYID.
2. If the lands are benefited by drainage facilities of NYID pursuant to Sections 43-305 through 43-312, Idaho Code, assessments for drainage benefits may be collected by NYID or by the County Tax Collector in the event the lands are excluded from NYID for irrigation purposes but retained for drainage purposes.
3. Exclusions are reviewed by the Board of Directors at the regular Board meeting each month. Any petition received within seven (7) days of a regular meeting may be held until the next board meeting and can be subject to additional costs where applicable.

Total amount due by \_\_\_\_\_: \$ \_\_\_\_\_  
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TO THE BOARD OF DIRECTORS OF NEW YORK IRRIGATION DISTRICT:

The undersigned hereby petition the Board for an order that the land hereinafter described be excluded from NYID:

The land owned by the Petitioner(s) is situated in Ada County and is described as follows:

NYID Acct No: \_\_\_\_\_ District Acres \_\_\_\_\_

County Assessor’s Parcel #: \_\_\_\_\_

Property Address: \_\_\_\_\_

Legal Description: \_\_\_\_\_  
\_\_\_\_\_

