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JUL 30 2019

Form No. 204 Rev. 12/12

RECEIVED

JUL 26 2019

WATER RESOURCES WESTERN REGION

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

\$50 fee Received by KT Recept No. W0411633 Date 7/26/19

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code, in which to complete development of a water right and file proof of beneficial use of water. There is a FILING FEE of \$50.00 to be included with this form when filed with IDWR.

Permit no. 63-33955 Date proof is due October 01, 2019 Name(s) of permit holder(s) George & Leigh Brecht Mailing address 4830 N. Hawk Wing Lane City Eagle State ID Zip 83616 Telephone no. 208-794-8550 Email George@BrechtProperties.com

Describe what work has been completed toward the development of this water right: If no work has been completed, show "none".

Of lot 6 of Garrigan Estates 2, the southern approx. 0.58 acre (landscaping & garden) and easterly approx. 0.95 acre (landscape & fruit trees) are being irrigated (total of ~1.5 acres). The rest of lot 6 is planned to be irrigated once decision is made as to what will be grown (orchard, grapes, etc.). On lot 7 of Garrigan Estates 2, the area around the pond and a garden are set up for irrigation. Also, water for watering animals in the coral is in place. The upper area of lot 7 has been plowed in anticipation of bringing in irrigation for either a pasture or possibly grapes. Besides the agricultural goals for this irrigation, we also look forward to this land becoming a better fire barrier. We survived the 2010 Eagle fire and want to be better prepared the next time.

Costing \$~5,200 Direct & ~\$47,110 Indirect

The permit holder(s) has been unable to complete the remainder of the work for the following reasons: We understood when we began this project, that our 6" domestic/ag well would not be capable of supplying all the water for this project. We knew we had to subdivide lot 2 (see attached plat map), to make irrigating the hillside more manageable. We also planned to down size and sell our home on lot 1 with lot 6. Our current well could irrigate that. Lots 8 and 9 at the top of the hill, were transferred and the new owners are responsible for irrigation on these lots. Lot 7 is where we plan to build our downsized home, have horses, gardens, pastures, and possibly a small vineyard. The subdivision process was much slower and more expensive than expected, completing in August, 2017. We began preparing our home to sell with lot 6, but found out that we needed to annex our home into Eagle, rezone it, and do a lot line adjustment with lot 6 before we can sell it. This is expected to complete August 27, 2019. We are working with a designer for our downsized home on lot 7, and need the site plan to know where we will be putting our new well and septic on lot 7. Once we have our new home with a new well, we should be able to complete our irrigation plans.

Permit holder(s) request an extension for 5 year(s). Modified Per Email Request Received on 8/5/2019. (DOB) Signature (If other than permit holder, Power of Attorney must be supplied) Date 7/26/19

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department has reviewed the explanation for delay and concludes the reason(s) for delay meets the requirements for approval of the Request for Extension of Time as provided by Section(s) 42-204 and/or 42-218, Idaho Code.

IT IS HEREBY ORDERED that the permit is REINSTATED with the priority date advanced to _____, 20_____.

IT IS HEREBY ORDERED that the above request for extension of time is APPROVED, and the time within which to submit proof of beneficial use is extended to October 1, 2024.

Signed this 28th day of August, 2019 Shelley W. Keen, Chief Water Allocation Bureau

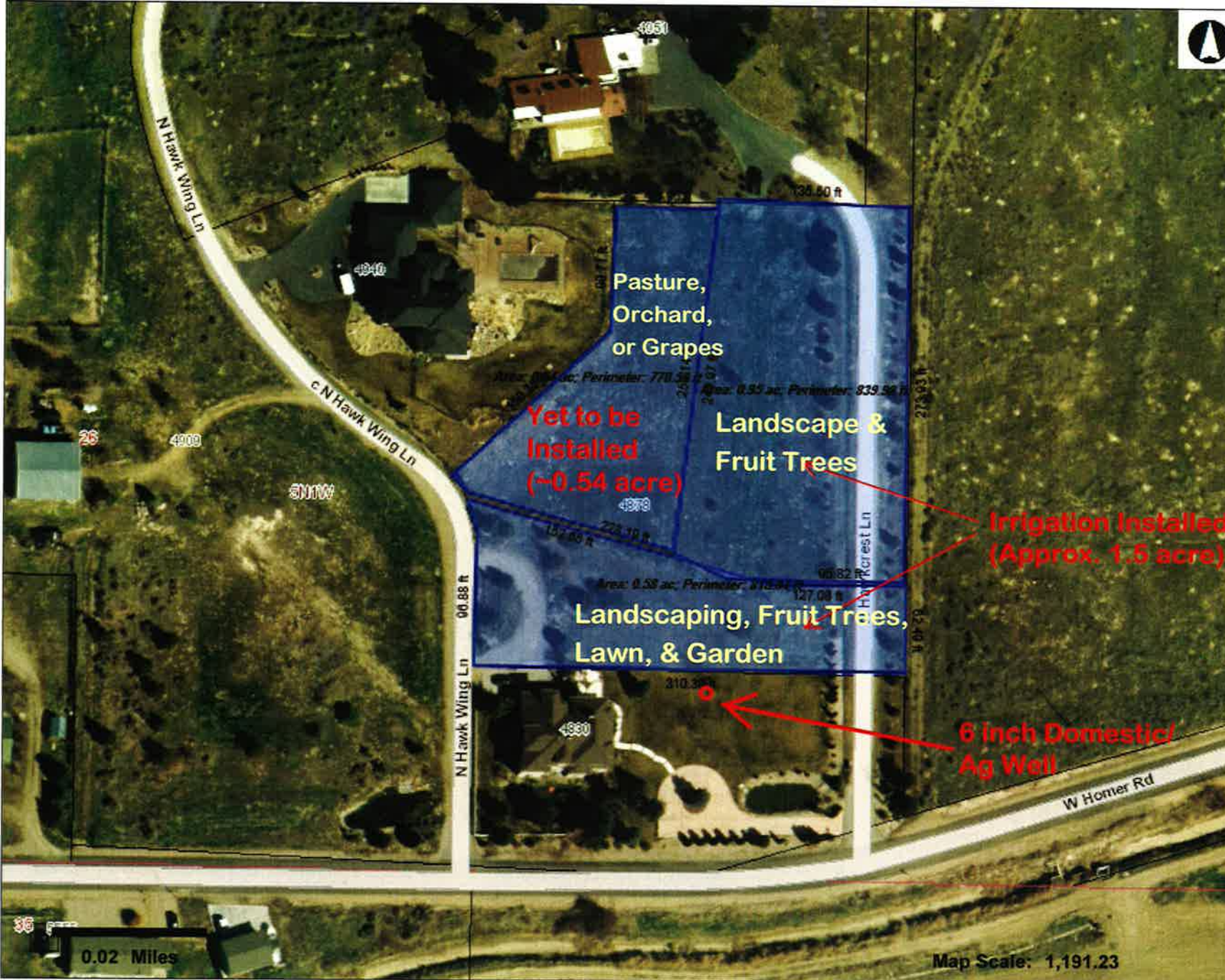
Time Line

Saturday, July 13, 2019 4:53 PM

- 1) September 22, 2014 - Water permit issued
- 2) July 2015 - Preliminary planning to subdivide Lot 2 of Garrigan Estates.
- 3) August 10, 2015 - Signed SLN Planning to help with Subdivision of Lot #2 of Garrigan Estates
- 4) August 1, 2017 - Subdivision of Lot #2 into Garrigan Estates 2 is completed.
- 5) January 2019 - Discover that Lot #1 of Garrigan Estates and Lot #6 of Garrigan Estates 2 need to be merged to allow a shed, shop, pool, or other structure to be built on the property. (Lot #1 is in Ada County and Lot #6 is in city of Eagle. An auxiliary structure needs to be on the same parcel as the main residence.)
- 6) February 2019 - Discovered that to merge Lots #1 and #6 would require Lot #1 to be annexed into Eagle, Lot #1 to be rezoned, and have a lot line adjustment to merge the two parcels.
- 7) February 2019 - Application for annexation, rezone, and lot line adjustment submitted to city of Eagle.
- 8) February 26, 2019 - First neighborhood meeting for annexation, rezone, and lot line adjustment.
- 9) June 17, 2019 - Second neighborhood meeting for annexation, rezone, and lot line adjustment.
- 10) July 1, 2019 - Annexation, rezone, and lot line adjustment presented and approved at Eagle Planning and Zoning meeting.
- 11) August 27, 2019 - Annexation, rezone, and lot line adjustment to be presented for approval to the Eagle City Council.

Ada County Assessor

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION OR LEGAL PURPOSES.



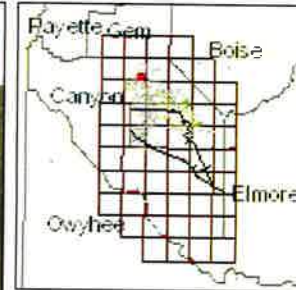
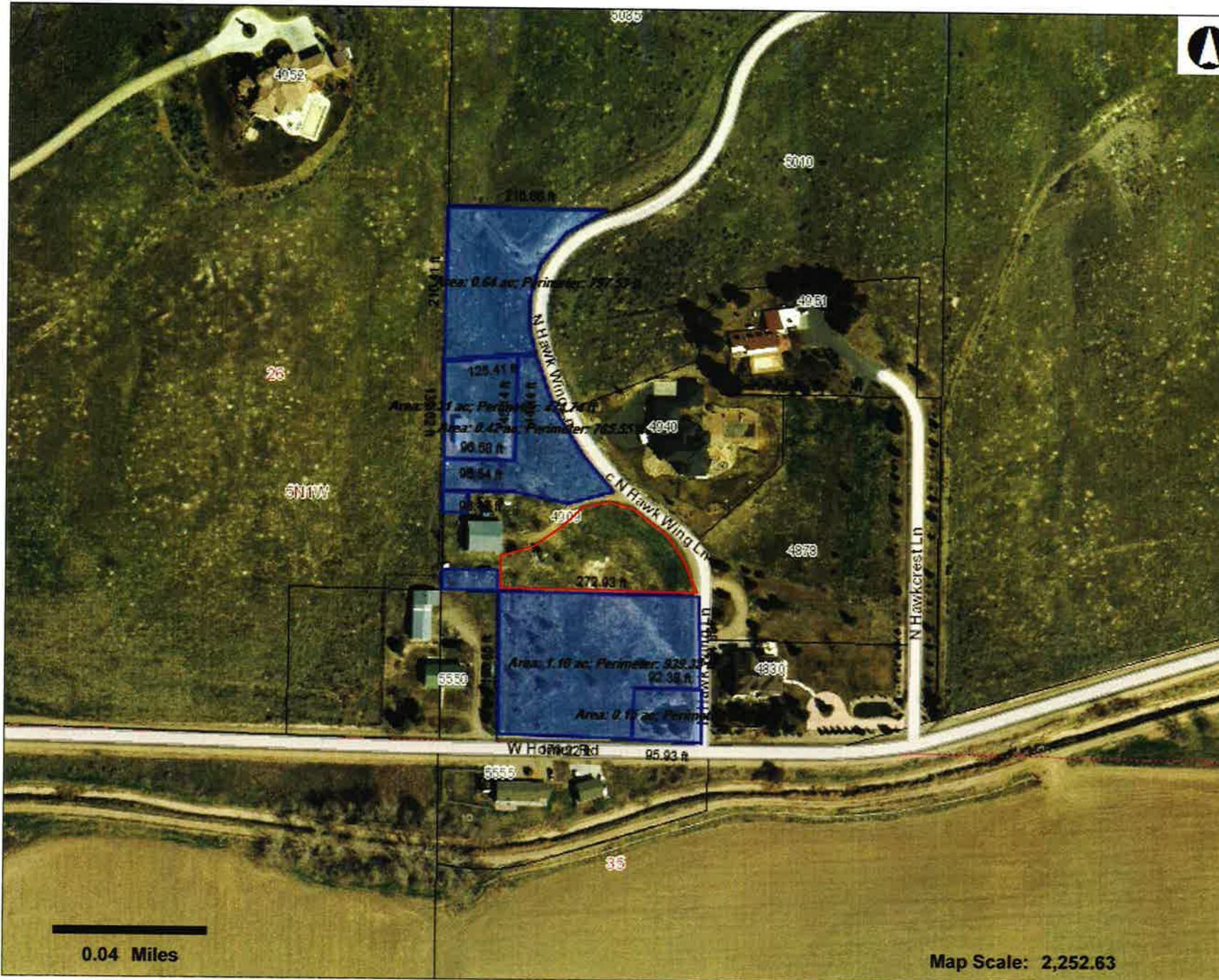
Legend

- + Railroad
- Roads (<2,000 scale)
 - <all other values>
 - Interstate
 - Ramp
 - Principal Arterial
 - Collector
 - Minor Arterial
 - Local
 - Parks
 - Alley
 - Driveway
- Parks
- Address
- Townships
- Sections
- Condos
- Parcels

Garrigan Estates 2, Lot #6

Ada County Assessor

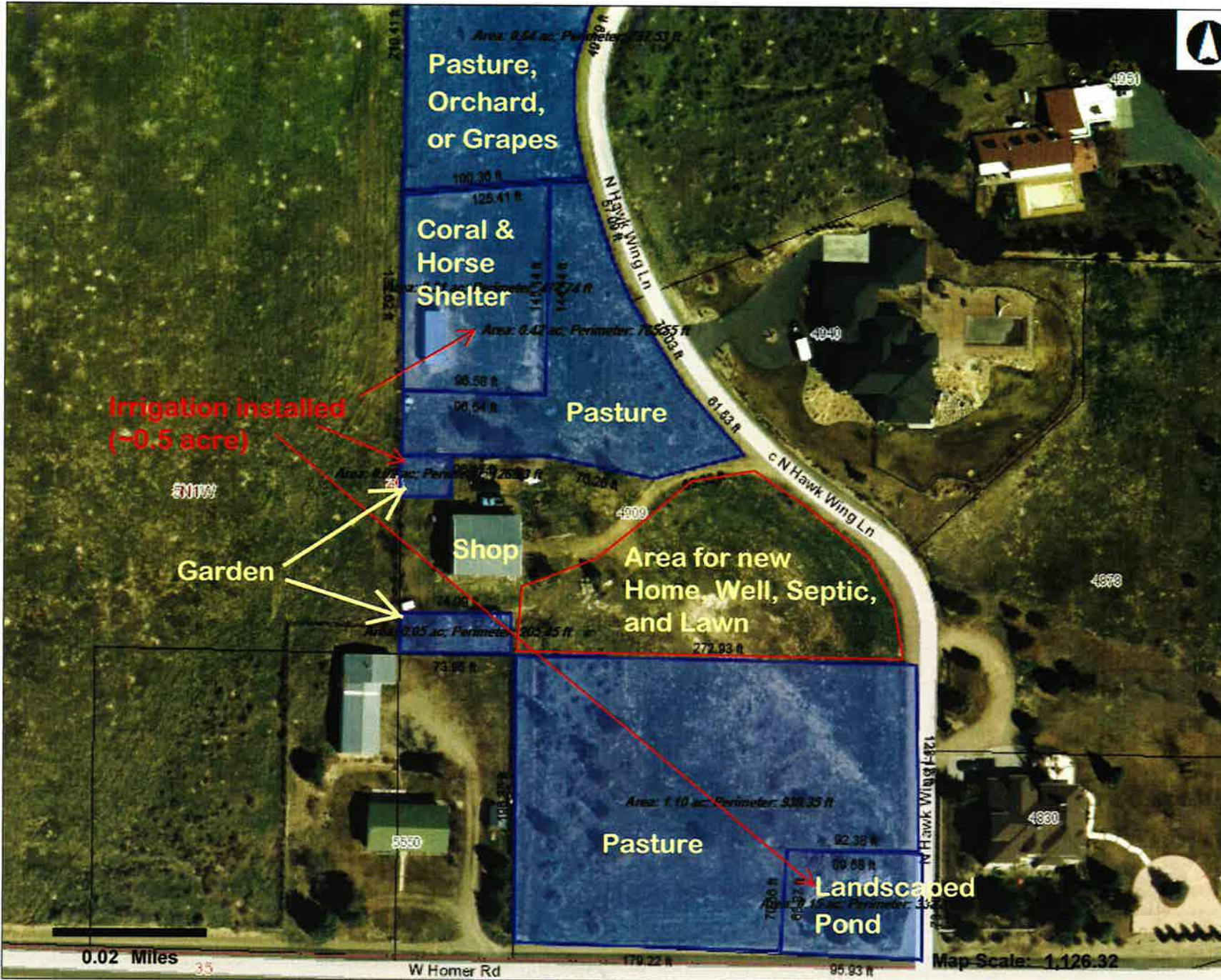
This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION OR LEGAL PURPOSES.



Legend

- + Railroad
- Roads (2,000 - 4,000 s)
 - <all other values>
 - Interstate
 - Ramp
 - Principal Arterial
 - Collector
 - Minor Arterial
 - Local
 - Parks
 - Alley
 - Driveway
- Parks
- Address
- Townships
- Sections
- Condos
- Parcels

Garrigan Estates 2, Lot #7



Legend

- + Railroad
- Roads (<2,000 scale)
 - <all other values>
 - Interstate
 - Ramp
 - Principal Arterial
 - Collector
 - Minor Arterial
 - Local
 - Parks
 - Alley
 - Driveway
- Parks
- Address
- Townships
- Sections
- Condos
- Parcels

Garrigan Estates 2, Lot #7

Estimated Irrigation Costs to August 2019

Friday, July 26, 2019 9:30 AM

Direct Irrigation Costs:

- 1) Water piped to lot 7 (coral, shop/garden, and near berm. ~\$3,000
- 2) Irrigation of upper lawn. ~\$1,500
- 3) Irrigation of trees on east of lot 6. ~\$400
- 4) Irrigation of landscaping around lot 7 pond. ~\$300

Subtotal is approx. \$5,200

Indirect Costs of Project:

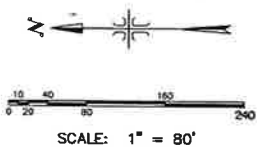
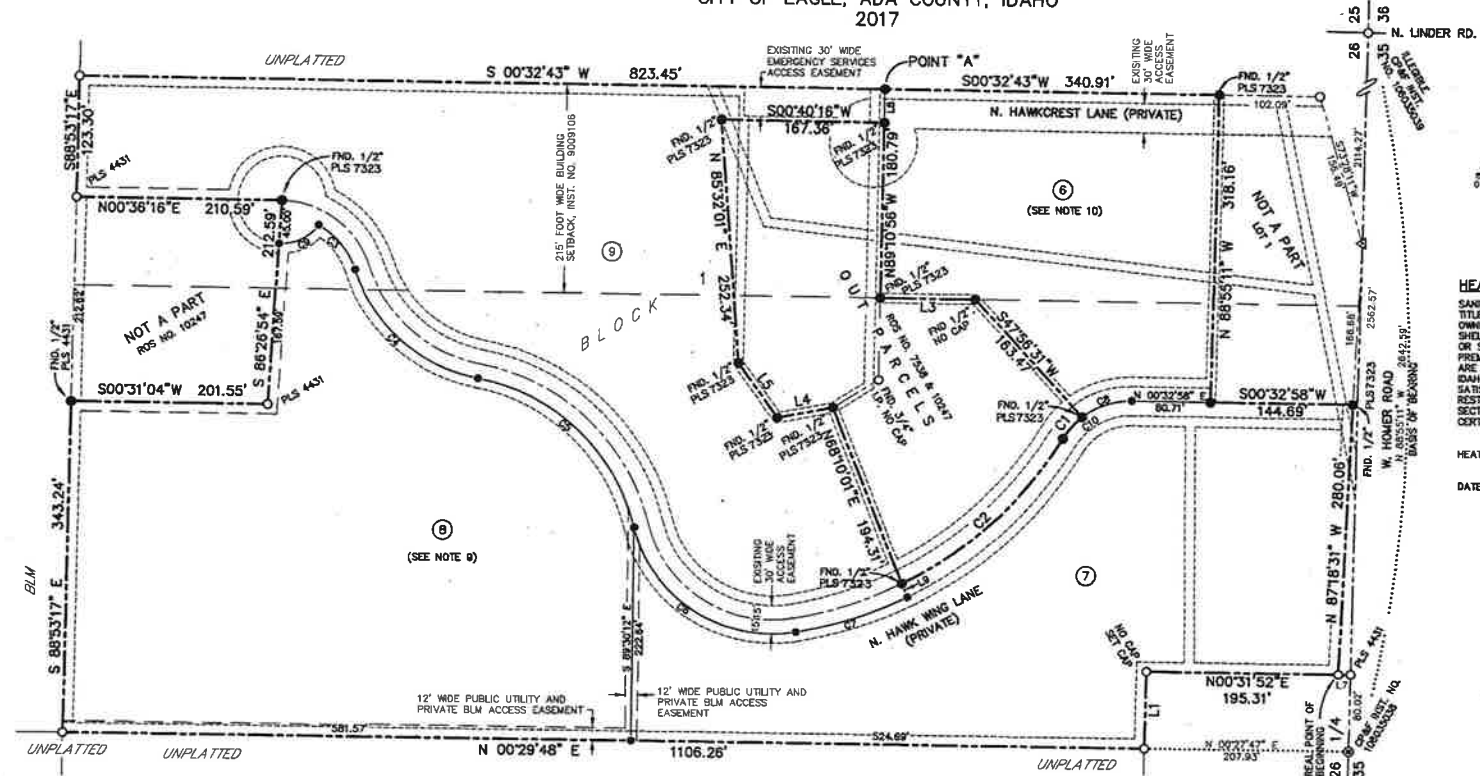
- 1) Subdivision of Garrigan Estates Lot 2. ~\$43,110
- 2) Annex, rezone, and lot line adjustment merging lots 1 and 6. ~\$4,000

Subtotal is approx. \$47,110

BK111 09 16067

PLAT SHOWING GARRIGAN ESTATES SUBDIVISION NO. 2

A RE-SUBDIVISION OF PORTIONS OF LOTS 2, 4 & 5, BLOCK 1, GARRIGAN ESTATES SUBDIVISION
LOCATED IN THE SW 1/4 OF THE SE 1/4 OF SECTION 26, T.5N., R.1W., B.M.,
CITY OF EAGLE, ADA COUNTY, IDAHO
2017



HEALTH CERTIFICATE:
SANTARY RESTRICTIONS AS REQUIRED BY IDAHO CODE, TITLE 50, CHAPTER 13 ARE IN FORCE FOR LOT 6. NO OWNER SHALL CONSTRUCT ANY BUILDING, DWELLING OR SHELTER WHICH NECESSITATES THE SUPPLYING OF WATER OR SEWAGE FACILITIES FOR PERSONS USING SUCH PREMISES UNTIL SANTARY RESTRICTIONS AS REQUIRED BY IDAHO CODE, TITLE 50, CHAPTER 13 HAVE BEEN SATISFIED. SANTARY RESTRICTIONS AS REQUIRED BY SECTION 50-1306, IDAHO CODE, BY THE ISSUANCE OF A CERTIFICATE OF DISAPPROVAL.

HEATH DISTRICT SIGNATURE: *[Signature]*
DATE: 1-21-17



LINE TABLE	
LINE	LENGTH
L1 N 88°55'31" W	80.12'
L2	NOT USED
L3 S 00°31'51" W	97.15'
L4 N 102°2'15" E	58.35'
L5 N 54°26'49" E	69.02'
L6	NOT USED
L7 N 00°05'46" W	12.02'
L8 N 89°10'56" W	34.37'
L9 N 68°10'01" E	15.05'

- GENERAL NOTES:** (NOTES CONTINUED ON SHEET 2 OF 3)
1. ANY RESUBDIVISION OF THIS PLAT WILL BE IN COMPLIANCE WITH THE MOST RECENTLY APPROVED SUBDIVISION STANDARDS OF THE CITY OF EAGLE.
 2. THIS DEVELOPMENT RECOGNIZES IDAHO CODE 22-4503, RIGHT TO FARM ACT, WHICH STATES: "NO AGRICULTURAL OPERATION, AGRICULTURAL FACILITY OR EXPANSION THEREOF SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER IT HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION, FACILITY OR EXPANSION WAS NOT A NUISANCE AT THE TIME IT BEGAN OR WAS CONSTRUCTED. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHEN A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF AN AGRICULTURAL OPERATION, AGRICULTURAL FACILITY OR EXPANSION THEREOF."
 3. LOTS SHALL NOT BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL OF THE HEALTH AUTHORITY.
 4. A TEN (10) FOOT WIDE PUBLIC UTILITIES AND PROPERTY DRAINAGE EASEMENT IS HEREBY DESIGNATED ALONG SUBDIVISION BOUNDARY, RIGHTS-OF-WAY, AND LOT LINES WHERE SHOWN.
 5. ALL LOTS SHALL HAVE INDIVIDUAL DOMESTIC WELLS AND SEMER DRAINFIELDS.
 6. THE LAND WITHIN THIS PLAT IS NOT IN AN IRRIGATION DISTRICT. IDAHO CODE SECTION 31-3805 CONCERNING IRRIGATION WATER RIGHTS AND TRANSFER DOES NOT APPLY.
 7. MINIMUM BUILDING SETBACK AND DIMENSIONAL STANDARDS SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF THE CITY OF EAGLE OR AS SPECIFICALLY APPROVED.
 8. N. HAWK WING LANE AND N. HAWKCREST LANE ARE EXISTING PRIVATE ROADS PER PLAT OF GARRIGAN ESTATES SUBDIVISION. ALL PUBLIC UTILITIES, IRRIGATION, DRAINAGE, AND EQUESTRIAN EASEMENTS PER SAID PLAT REMAIN IN FORCE, UNLESS OTHERWISE RELOCATED. (REFER TO ADA COUNTY PROJECT NO. 201500679 PBA).
 9. ALL BUILDING STRUCTURES ON LOT 8 SHALL BE WITHIN 250 FEET OF THE NORTHERN LOT LINE.
 10. LOT 8 IS A NON-BUILDABLE LOT TO BE MAINTAINED BY ITS OWNER PER CITY OF EAGLE REQUIREMENT.
 11. CURVES ALONG CENTERLINE AND R-O-W OF N. HAWK WING LANE ARE NON-TANGENT.

- LEGEND**
- FOUND 5/8" IRON PIN, PLS 7323 OR AS NOTED
 - ⊙ FOUND ALUMINUM CAP MONUMENT
 - SET 1/2" X 24" IRON PIN. PLS 4431
 - ▲ SET 5/8" X 24" IRON PIN. PLS 4431
 - CALCULATED POINT
 - SUBDIVISION BOUNDARY LINE
 - ___ LOT LINE
 - ___ SECTION LINE
 - ___ CENTERLINE
 - EXISTING EASEMENT LINE PER PLAT OF GARRIGAN ESTATES SUBDIVISION
 - EASEMENT LINE PER NOTE 4 OF THIS PLAT OR AS NOTED
 - BUILDING SETBACK LINE
 - SURVEY TIE LINE
 - ___ LOT NO.



CURVE TABLE					
CURVE	RADIUS	LENGTH	CHORD BRG	CHORD	DELTA
C1	80.00'	29.39'	N 48°23'33" W	29.23'	21°02'27"
C2	400.00'	224.64'	N 42°49'51" W	221.70'	32°10'32"
C3	80.00'	60.29'	N 50°58'32" E	58.86'	43°10'18"
C4	165.00'	179.24'	N 41°59'08" E	169.20'	81°53'32"
C5	205.00'	234.03'	N 43°24'00" E	221.53'	65°24'36"
C6	145.00'	217.48'	N 33°08'45" E	197.66'	85°56'13"
C7	415.00'	121.27'	N 18°11'35" W	120.84'	16°44'36"
C8	80.00'	54.38'	N 15°23'40" W	53.34'	36°56'49"
C9	45.00'	46.64'	N 28°58'21" W	44.58'	59°22'54"
C10	80.00'	83.77'	N 78°53'08" W	80.90'	99°59'43"

OWNER/DEVELOPER:
GEORGE AND LEIGH BRECHT
EAGLE, IDAHO

DTP SURVEYING, LLC
Professional Land Surveyor

208.860.3442
dtp@ugh.com
1506 E. Probasca Ct.
Eagle, ID 83616

GARRIGAN ESTATES SUBDIVISION NO. 2

CERTIFICATE OF OWNERS

KNOW ALL MEN BY THESE PRESENTS THAT GEORGE BRECHT AND LEIGH BRECHT, HUSBAND AND WIFE, ARE THE OWNERS OF THE REAL PROPERTY PLATTED HEREON AND THAT IT IS THEIR INTENTION TO INCLUDE SAID REAL PROPERTY, AS DESCRIBED BELOW, IN THIS SUBDIVISION PLAT.

A RESUBDIVISION OF PORTIONS OF LOTS 2, 4, AND 5 OF GARRIGAN ESTATES SUBDIVISION LOCATED IN THE SW1/4 OF THE SE1/4 OF SECTION 26, T. 54N.R.14W., B.M., CITY OF EAGLE, ADA COUNTY, IDAHO, AS SAME IS RECORDED IN BOOK 78 OF PLATS AT PAGE 8320, RECORDS OF ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 26, FROM WHICH THE SOUTH 1/4 CORNER OF SAID SECTION BEARS NORTH 88°55'11" WEST, 2842.59 FEET; THENCE NORTH 88°55'11" WEST, 2562.57 FEET TO THE SOUTHWEST CORNER OF SAID GARRIGAN ESTATES SUBDIVISION; THENCE NORTH 00°05'46" WEST, 12.62 FEET TO THE SOUTHWEST CORNER OF SAID LOT 2 AND THE REAL POINT OF BEGINNING.

THENCE ALONG THE EXTERIOR BOUNDARY OF SAID GARRIGAN ESTATES SUBDIVISION NORTH 00°31'52" EAST, 195.31 FEET; THENCE NORTH 88°55'13" WEST, 80.12 FEET; THENCE NORTH 00°29'48" EAST, 1106.26 FEET; THENCE SOUTH 88°53'17" EAST, 343.24 FEET; THENCE DEPARTING SAID EXTERIOR BOUNDARY SOUTH 00°31'04" WEST, 201.55 FEET; THENCE SOUTH 86°26'54" EAST, 212.59 FEET TO THE MOST SOUTHERLY CORNER OF SAID LOT 5; THENCE NORTH 00°38'16" EAST, 210.59 FEET TO A POINT ON THE NORTH LINE OF SAID GARRIGAN ESTATES SUBDIVISION; THENCE SOUTH 88°53'17" EAST, 123.30 FEET TO THE NORTHEAST CORNER OF SAID GARRIGAN ESTATES SUBDIVISION; THENCE ALONG THE EAST LINE OF SAID SUBDIVISION SOUTH 00°32'43" WEST, 823.45 FEET TO POINT "A"; THENCE CONTINUING SOUTH 00°32'43" WEST, 340.91 FEET TO THE NORTHEAST CORNER OF LOT 1 OF SAID GARRIGAN ESTATES SUBDIVISION; THENCE NORTH 88°55'11" WEST, 318.16 FEET TO THE NORTHWEST CORNER OF SAID LOT 1; THENCE SOUTH 00°32'58" WEST, 144.69 FEET TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTH 87°18'31" WEST, 280.06 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

COMMENCING AT POINT "A" ABOVE DESCRIBED; THENCE NORTH 89°10'56" WEST, 34.37 FEET TO THE SOUTHEAST CORNER OF ADJUSTED LOT 4 AS SHOWN ON RECORD OF SURVEY NO. 7538, ADA COUNTY RECORDS, SAID POINT BEING THE REAL POINT OF BEGINNING. THENCE AROUND ADJUSTED LOTS 3 AND 4 AS SHOWN ON SAID RECORD OF SURVEY THE FOLLOWING COURSES AND DISTANCES: NORTH 89°10'56" WEST, 180.79 FEET; SOUTH 00°31'51" WEST 97.15 FEET; SOUTH 47°56'31" WEST, 163.47 FEET; THENCE 29.39 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 80.00 FEET, A CENTRAL ANGLE OF 21°32'57", AND A LONG CHORD BEARING NORTH 48°23'33" WEST, 29.23 FEET; THENCE 224.64 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 400.00 FEET, A CENTRAL ANGLE OF 32°10'37", AND A LONG CHORD BEARING NORTH 42°49'51" WEST, 221.70 FEET; NORTH 68°10'01" EAST, 194.31 FEET; NORTH 10°23'15" WEST, 58.35 FEET; NORTH 54°26'49" EAST, 89.02 FEET; NORTH 85°32'01" EAST, 252.34 FEET; SOUTH 00°40'16" WEST, 167.36 FEET TO THE POINT OF BEGINNING, CONTAINING A NET AREA OF 15.90 ACRES, MORE OR LESS.

IT IS THE INTENTION OF THE UNDERSIGNED TO HEREBY INCLUDE THE ABOVE DESCRIBED PROPERTY IN THIS PLAT. THE PRIVATE ROADS AND EASEMENTS AS SHOWN ON THIS PLAT ARE NOT DEDICATED TO THE PUBLIC, BUT THE RIGHT TO USE SAID EASEMENTS IS HEREBY PERPETUALLY RESERVED FOR PUBLIC UTILITIES AND FOR ANY OTHER USES AS DESIGNATED HEREON AND NO PERMANENT STRUCTURES OTHER THAN FOR SUCH UTILITY PURPOSES ARE TO BE ERRECTED WITHIN THE LINES OF SAID EASEMENTS. PER IDAHO CODE SECTION 50-1334, THE INDIVIDUAL LOTS DESCRIBED IN THIS PLAT WILL NOT BE SERVED BY ANY WATER SYSTEM COMMON TO ONE OR MORE OF THE LOTS, BUT WILL BE SERVED BY INDIVIDUAL WELLS.

OWNERS:

George Brecht
GEORGE BRECHT

Leigh Brecht
LEIGH BRECHT

ACKNOWLEDGEMENT

STATE OF IDAHO }
COUNTY OF ADA } S.S.

ON THIS 30 DAY OF January, 2017, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED GEORGE BRECHT AND LEIGH BRECHT, HUSBAND AND WIFE, KNOWN OR IDENTIFIED TO ME TO BE THE PERSONS THAT EXECUTED THIS INSTRUMENT AND ACKNOWLEDGED TO ME THAT SUCH PERSONS EXECUTED THE SAME.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

Sharon Depp
NOTARY PUBLIC FOR IDAHO
RESIDING AT: Eagle, ID
MY COMMISSION EXPIRES: 4/26/19



CERTIFICATE OF LAND SURVEYOR

I, D. TERRY PEUGH, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CURRENT LAWS OF THE STATE OF IDAHO PERTAINING TO PLATS AND SURVEYS.

D. TERRY PEUGH



LICENSE NO. 4431

GENERAL NOTES (CONTINUED FROM SHEET 1):

- DEVELOPMENT OF THIS PROPERTY SHALL BE IN CONFORMANCE WITH THE CITY OF EAGLE CODE OR AS PURSUANT TO THE APPLICABLE APPROVED DEVELOPMENT AGREEMENT ASSOCIATED WITH RZ-09-15.
- EACH LOT OWNER WITHIN THIS SUBDIVISION TO BE SERVED BY THE EXISTING PRIVATE STREET WITH THE PERPETUAL RIGHT OF INGRESS AND EGRESS OVER THE DESCRIBED PRIVATE STREET AND SUCH PERPETUAL EASEMENT SHALL RUN WITH THE LAND.
- DIRECT LOT ACCESS TO WEST HOMER ROAD IS PROHIBITED UNLESS APPROVED BY THE ADA COUNTY HIGHWAY DISTRICT AND THE CITY OF EAGLE.
- FINAL GRADING PLANS SHALL BE SUBMITTED TO THE CITY OF EAGLE AT TIME OF BUILDING PERMIT.
- REFER TO DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS OF GARRIGAN ESTATES SUBDIVISION NO. 2 (INST. NO. 2017-04365) FOR USE AND MAINTENANCE RESPONSIBILITIES FOR THE PRIVATE ROADS.

GARRIGAN ESTATES SUBDIVISION NO. 2

CERTIFICATE OF CITY ENGINEER

I, THE UNDERSIGNED, CITY ENGINEER IN AND FOR THE CITY OF EAGLE, ADA COUNTY, IDAHO, DO HEREBY CERTIFY THAT I HAVE CHECKED THIS FINAL PLAT AND THAT THE EAGLE CITY REQUIREMENTS REGARDING FINAL PLATS HAVE BEEN MET.

Chris Cook 2-1-2017
CITY ENGINEER

APPROVAL OF ADA COUNTY HIGHWAY DISTRICT

THE FOREGOING PLAT WAS ACCEPTED AND APPROVED BY THE BOARD OF ADA COUNTY HIGHWAY DISTRICT COMMISSIONERS ON THE 28th DAY OF September, 2016.

Vent Goldthorn
PRESIDENT, ACHD



APPROVAL OF CITY COUNCIL

I, THE UNDERSIGNED, CITY CLERK IN AND FOR THE CITY OF EAGLE, ADA COUNTY, IDAHO, DO HEREBY CERTIFY THAT AT A REGULAR MEETING OF THE CITY COUNCIL HELD ON THE 15th DAY OF December, 2015, THIS PLAT WAS DULY ACCEPTED AND APPROVED.

Shari Hortsmeyer Sharm K. Bergmann
CITY CLERK, EAGLE, IDAHO



CERTIFICATE OF COUNTY SURVEYOR

I, THE UNDERSIGNED, COUNTY SURVEYOR, IN AND FOR ADA COUNTY, IDAHO, DO HEREBY CERTIFY THAT I HAVE CHECKED THIS PLAT AND THAT IT COMPLIES WITH THE STATE OF IDAHO CODE RELATING TO PLATS AND SURVEYS.



Jerome D. Westrup 2-24-2017
COUNTY SURVEYOR
PLS 5357

COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO }
COUNTY OF ADA } S.S.

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD AT THE REQUEST OF SLN Planning AT 24 MINUTES PAST 10 O'CLOCK A.M., ON THIS 2 DAY OF March, 2017 IN BOOK _____ OF PLATS AT PAGES _____ INSTRUMENT NO. 2017-018300

Al Batts
DEPUTY
FEE 1600

Christopher D. Rich
EX-OFFICIO RECORDER

CERTIFICATE OF THE COUNTY TREASURER

I, THE UNDERSIGNED, COUNTY TREASURER IN AND FOR THE COUNTY OF ADA, STATE OF IDAHO, PER THE REQUIREMENTS OF I.C. 50-1308 DO HEREBY CERTIFY THAT ANY AND ALL CURRENT AND/OR DELINQUENT COUNTY PROPERTY TAXES FOR THE PROPERTY INCLUDED IN THIS PLAT HAVE BEEN PAID IN FULL. THIS CERTIFICATION IS VALID FOR THE NEXT THIRTY (30) DAYS ONLY.

DATE 8/1/2017



Vicky McIntyre
COUNTY TREASURER
Signed by Deputy Treasurer: Stevan K. Wyatt





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 22, 2019

GEORGE BRECHT
LEIGH BRECHT
4830 N HAWK WING LN
EAGLE ID 83616

REQUEST FOR EXTENSION OF TIME LETTER

RE: Permit No. 63-33955

Dear Permit Holder(s):

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the proof due date to **October 01, 2024**.

The department has granted this extension pursuant to Section 42-204(6), Idaho Code. It is important that you work diligently toward the completion of the project during the development period allowed **because the department will not grant an additional extension based on good cause, according to Section 42-204(6), Idaho Code.**

The extension is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01). 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.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office or at the department's website at www.idwr.idaho.gov .

If you have any questions concerning this permit, please contact the State Office of the Department located in Boise at (208) 287-4800.

Sincerely,

A handwritten signature in blue ink that reads "Darla Block".

Darla Block
Technical Records Specialist

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on **August 30th (D.B.) 29**, 2019 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**APPROVED REQUEST FOR EXTENSION OF TIME**) to the person(s) listed below:

RE: Preliminary Order in the Matter of Permit No. **63-33955**

**GEORGE BRECHT
4830 N HAWK WING LN
EAGLE ID 83616**

**LEIGH BRECHT
4830 N HAWK WING LN
EAGLE ID 83616**



**Darla Block
Technical Records Specialist**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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 service date 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.

MEMORANDUM

TO: 63-33955

FROM: *aw* Clay Webster

DATE: Aug 27, 2019

RE: Request for Extension of Time

I spoke with George Brecht (permit holder) about his opportunity to provide information supporting government delay in accordance with Idaho Code § 42-204(1). We discussed the opportunity to later file an additional request for extension based on good cause allowing him the 5 year extension at that time. The permit holder instead opted to request a 5 year extension based on good cause according to Idaho Code § 42-204 (6) at this time.

Block, Darla

From: george@brechtproperties.com
Sent: Monday, August 05, 2019 11:52 AM
To: Block, Darla
Subject: Water Permit Extension for Permit #63-33955

Darla,

Thank you for taking my call today. As we discussed, please modify my extension request on permit #63-339955 from 4 years to 5 years per Idaho Code 42-204 (6). In reviewing my extension, if you have any questions or concerns, please give me a call and I would be glad to help in any way I can.

Have a great day.

Regards,

George Brecht

Mobile: 208-794-8550

Home Office: 208-939-3233

Email: George@BrechtProperties.com