

RECEIVED
JAN 04 2018
DEPARTMENT OF
WATER RESOURCES

Dana L. Hofstetter, ISB #3867
Christopher R. Cook, ISB #9864
HAWLEY TROXELL ENNIS & HAWLEY LLP
877 Main Street, Suite 1000
P.O. Box 1617
Boise, ID 83701-1617
Telephone: 208.344.6000
Facsimile: 208.954.5932
Email: dhofstetter@hawleytroxell.com

Attorneys for Wild West, Inc.

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF WATER)
RIGHT LICENSE NO. 37-21719)
) PETITION FOR RECONSIDERATION
)
)
_____)

Wild West, Inc., by and through its attorneys of record, Dana L. Hofstetter of Hawley Troxell Ennis & Hawley LLP, and pursuant to Idaho Code § 67-5245, respectfully requests correction of the following matters with regard to License No. 37-21719:

1. The maximum diversion rate should be the permitted amount of 0.11 cubic feet per second ("cfs") as each of several establishments independently may use up to 0.04 cfs.

2. The 11 acre feet ("AF") volume limitation should be deleted as the permit had no such annual volume limitation.

3. Fire suppression should be added as a use since there is a fire hydrant on the property that is served by the well and the building also has a fire suppression system hooked up to the well.

4. Condition #1 should be revised as follows because the field examiner's report additionally identified public restroom facilities, a fire hydrant, and restaurants and there also are other additional covered uses:

Domestic use is for retail and commercial businesses, offices, restaurants and public restroom facilities and does not include lawn, garden, landscape of other types of irrigation.

5. Condition #5 should be deleted due to the non-consumptive and domestic nature of the use.

DATED this 4th day of January, 2018.

HAWLEY TROXELL ENNIS & HAWLEY LLP

By 
Christopher R. Cook

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of January, 2018, I caused the foregoing **PETITION FOR RECONSIDERATION** to be served by the pre-paid method(s) indicated on the following:

Original to:

Director
Idaho Department of Water Resources
P.O. Box 83720
322 East Front Street, 6th Floor
Boise, Idaho 83720-0098

- ☐ U.S. Mail, Postage Prepaid
- ☒ Hand Delivered
- ☐ Overnight Mail
- ☐ E-mail
- ☐ Facsimile

Copy to:

Corey Skinner
Southern Regional Manager
Idaho Department of Water Resources
650 Addison Avenue West, Suite 500
Twin Falls, Idaho 83301-5858

- ☐ U.S. Mail, Postage Prepaid
- ☐ Hand Delivered
- ☐ Overnight Mail
- ☐ E-mail
- ☒ Facsimile (208)736-3037



Christopher R. Cook