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**WATER RESOURCES
WESTERN REGION**

Shelley M. Davis
Barker Rosholt & Simpson LLP
PO Box 2139
Boise, ID 83701-2139

Subject: Boise Project Board of Control Protest: Application for Permit 63-34087

Dear Shelley,

On behalf of West River Homeowners Association, this letter is in response to Boise Project Board of Control's protest to application 63-34087. The protest was filed due to Boise Project's concern that development of application 63-34087 may adversely affect their senior water rights in Lake Lowell. The Protest states *"the location and proposed depth of the applicant's well will most likely directly withdraw water from Lake Lowell"*.

Based on the following information, the applicants do not feel development of application will pose injury to the Boise Project water rights or Lake Lowell. The applicants are in the process of reinstating and licensing lapsed water right permit 63-32003 that authorizes diversion of 0.12 cfs and 10.1 AFA for domestic use at 36 homes at West River Subdivision. The 10.1 AFA volume under 63-32003 provides an average daily volume of 250 gpd per home, which will be adequate, but the 0.12 cfs (54 gpm) diversion rate may be insufficient for peak hour demands. To meet peak hour demands, the current application seeks to increase the authorized instantaneous diversion rate to avoid the need for construction of a storage tank and a booster pump system. West River will agree to a 10.1 AFA combined volume limitation for 63-34087 and 63-32003 to resolve Boise Project Board of Control's protest.

Based on the information provided in this letter, please let me know if withdrawal of Boise Project's protest is forthcoming. I would be happy to provide any additional information if necessary. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Gerald Van Reusen, IDWR Western Region

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