

AMENDED

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Ident. No. 43-33715

RECEIVED

(AMENDED)

APPLICATION FOR PERMIT

(AMENDED)

MAR 18 2013

To appropriate the public waters of the State of Idaho

WATER RESOURCES
SOUTHERN REGION1. Name of applicant(s) JRS Properties III, L.P. by JRS Management L.L.CPhone 208-336-2310Name connector (check one): ☐ and ☐ or ☐ and/orMailing address: P. O. Box 27City BoiseState ID _____ Zip 83707

Email: _____

2. Source of water supply Groundwater

which is a tributary of _____

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
3N	2E	10	6	NE	SW	NW	Ada	Groundwater	

4. Water will be used for the following purposes:

Amount 0.2 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)5. Total quantity to be appropriated is (a) 0.2 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Well, pump, motor, piping to pressurized sprinkler system

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11.

For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ Noc. Proposed well diameter is Not available inches; proposed depth of well is no more than 299 feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? no; drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households _____

e. Other; describe fully. _____

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2E	10					1.1	0.1	0.5	5.3									7.0

Total number of acres to be irrigated: 7.0

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? NA

10. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. 0.20 cfs will be replaced in the Boise River under water right 65-135K at the time, place and amount required to mitigate the impacts of diverting groundwater under this permit. (See attached Application for Mitigation Plan). Approximately 3.5 acres of the place of use will be irrigated each night during the irrigation season over an 8 hour period. Pursuant to Application Processing memo, the applicant seeks a diversion rate of up to 0.2 cfs to accomplish the irrigation of the park during this 8 hour period. The applicant is targeting a water bearing zone in the range of 100 ft. to 250 ft. within the proposed well.

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Scott R. Simplot, Member

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by RS Date 3-18-13 Time 11:10am Preliminary check by JA

Fee \$ 0 * 100.00 Received by NA * JA Receipt No. NA * W040682 Date *10/29/2012

→ * \$100.00 RECEIVED 10/29/12 WITH ORIGINAL APPLICATION

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

IN THE MATTER OF THE	)	
APPLICATION OF JRS PROPERTIES	)	APPLICATION
III, L.P. FOR APPROVAL OF A	)	FOR
MITIGATION PLAN	)	MITIGATION PLAN

COMES NOW JRS PROPERTIES III, an Idaho limited partnership, and applies to the Director of the Idaho Department of Water Resources for approval of the following Mitigation Plan:

1. Name, address and telephone of applicant:

JRS Properties III, L.P.
P. O. Box 27
Boise, Idaho 83707
Phone: 208-336-2110

2. Water rights to be mitigated:

The mitigation plan is intended to apply to a new application for permit that will be filed with the Idaho Department of Water Resources. The new application will be submitted in a form substantially the same as Exhibit A attached hereto. The application will permit the use of water from a groundwater source (a well) to irrigate a park and landscaping to be constructed on the JUMP project in downtown Boise.

3. Water rights to be used for mitigation:

The Boise City Canal Company is the owner of the following water right:

Water Right Number	Priority Date	Diversion Rate	Point of Diversion	Use
63-165K	June 1, 1866	35.69 cfs	Gov't Lot 1 (NW¼NE¼) Section 24 T.3N, R.2E B.M.	Irrigation

The applicant acquired 10 shares of the Capital Stock of Boise City Canal Company as shown on the Boise City Canal Company Stock Certificate No. 4634, a copy of which is attached hereto as Exhibit B. Each share of stock represents the right to use up to a maximum of one miners inch (9 gallons per minute) of the water diverted by the Boise City Canal Company. As a result of the ownership of 10 shares, the applicant may divert up to 90 gallons per minute (0.20 cfs) through its ownership of stock in the Boise City Canal Company.

4. Description of Mitigation Plan.

a. General Description. To mitigate any impacts on the Boise River that may result from the applicant diverting from its well during the irrigation season, Boise City Canal will divert no more than 35.49 cfs from the point of diversion described under water right no. 63-165K. The difference between the maximum diversion rate authorized under water right no. 63-165K and the maximum to be actually diverted by Boise City Canal Company ($35.69 \text{ cfs} - 35.49 \text{ cfs} = 0.20 \text{ cfs}$) will remain in the Boise River. The applicant will be allowed to divert from its well so long as water right 63-165K is available for diversion.

b. Accounting and Measurement. The Boise City Canal Company will report its diversions under water right no. 63-165K weekly to the Boise River Watermaster. The applicant will also report its diversions from the well weekly to the Boise River Watermaster.

5. Other Terms and Conditions.

1) The applicant will be allowed to divert from its well to irrigate the park and landscaping to be constructed on the JUMP project as long as the Boise City Canal Company foregoes the right to divert 0.20 cfs under water right no. 63-165K. In the event of a cut in the amount of water authorized for diversion under water right 63-165K due to regulation of the Watermaster, the rate of diversion from the applicant's well will also be cut in the same proportion unless the applicant identifies an additional mitigation source to make-up the difference.

6. WHEREFORE, the Applicant prays that the Director of the Department of Water Resources of the State of Idaho take the following actions:

a. Find that this proposed plan will provide replacement water, at the time, place and amount required by senior water rights, sufficient to mitigate the impacts of the Applicant's ground water withdrawal for use in irrigating its park and landscaping.

b. Find that this proposed mitigation plan is adequate to prevent injury to other water rights.

c. Order that the Watermaster for Basin 63 permit the use of groundwater by the applicant to continue out of priority as long as diversions are authorized under water right no. 63-165K.

d. Order that the new water right permit to be issued to the applicant as described on Exhibit A attached hereto be regulated in accordance with this mitigation plan.

I hereby assert that no one will be injured by operation of this mitigation plan. The information contained in this application is true to the best of my knowledge.

JRS Properties III, L.P.
By JRS Management L.L.C

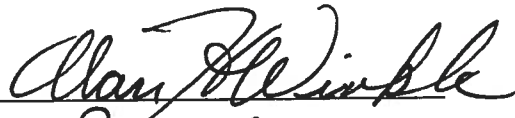


Scott R. Simplot, Member

Acknowledgement and Acceptance of Boise City Canal Company

By signing below, I hereby acknowledge and accept the terms and conditions of this mitigation plan on behalf of the Boise City Canal Company.

Boise City Canal Company

By: 
Its: President

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. _____

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Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address: P. O. Box 27 City BoiseState ID Zip 83707 Email: _____2. Source of water supply Groundwater which is a tributary of _____

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d. Domestic; show number of households _____

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TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2E	10					0.41	0.14	0.46	2.51									3.52

Total number of acres to be irrigated: 3.52

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Signature of Applicant

Scott R. Simplot, Member
Print Name (and title, if applicable)

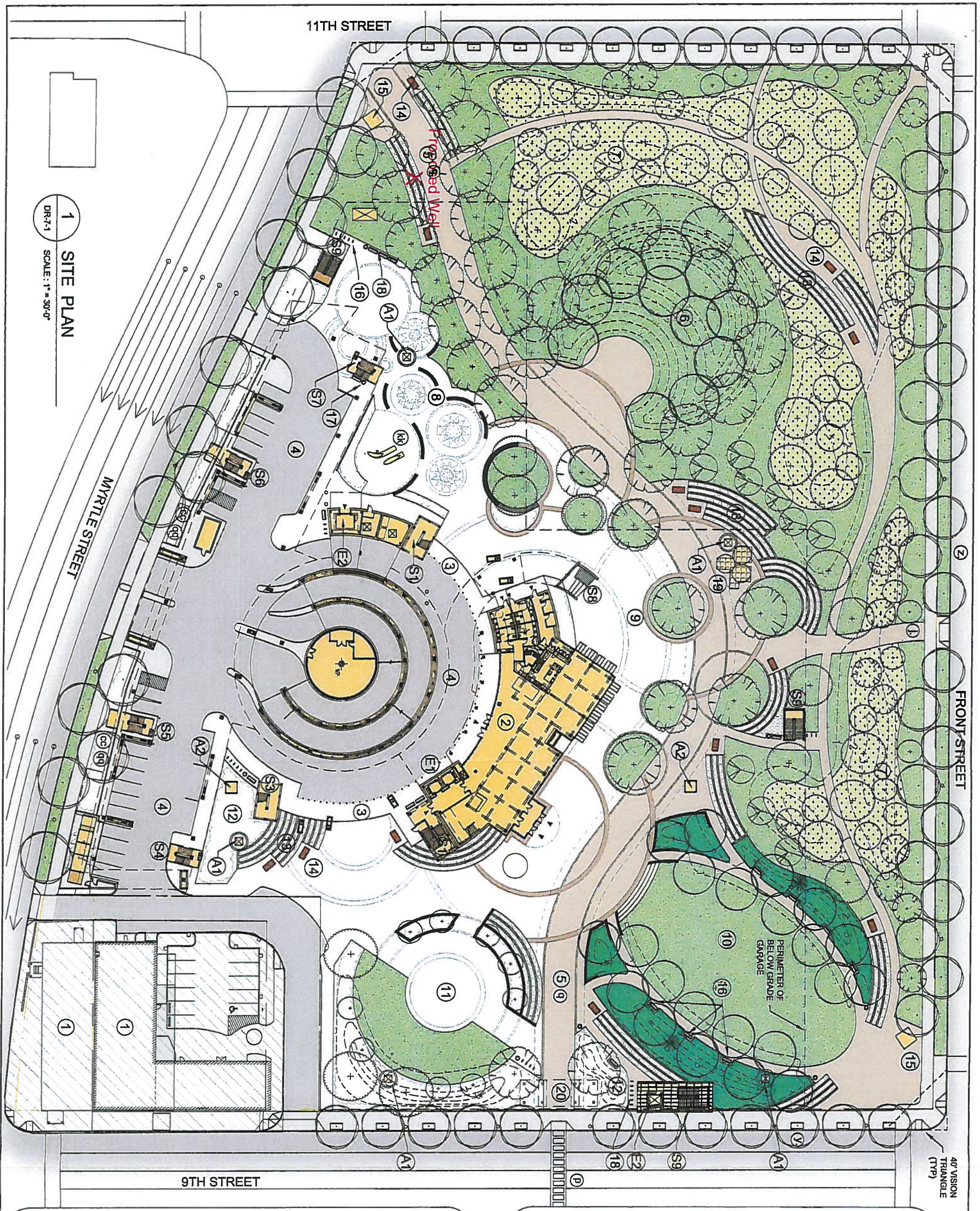
Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Received by _____ Receipt No. _____ Date _____



1 SITE PLAN
DR-7-1 SCALE: 1" = 30'-0"

- KEYED NOTES:
- EXISTING STRUCTURE - NOT IN SCOPE
 - JUMP BUILDING
 - PEDESTRIAN WALKWAY
 - DRIVE AISLE
 - PIONEER PATH
 - AMPHITHEATER
 - MEADOW/UNKNOWN GRASS
 - ACTION ZONE
 - JUMP PLAZA
 - EVENT LAWN
 - MARKETPLACE
 - PLANTING BED - TYP. REFER TO DETAILED PLANTING PLAN SHEETS DR-8-1 TO DR-8-4
 - AGRICULTURE PLANTING BEDS - TYP. REFER TO DETAILED PLANTING PLAN SHEETS DR-8-1 TO DR-8-4
 - TRACTOR DISPLAYS - TYP OF 13
 - JUMP SIGNAGE
 - BENCH - TYP OF 16. REFER TO SELECTION SHEET DR-8-5
 - TRASH CAN RECEPTACLE - TYP OF 8. REFER TO SELECTION SHEET DR-8-5
 - BIKE RACK (2 SPACES EA) - TYP OF 26. REFER TO SELECTION SHEET DR-8-5
 - KIOSK
 - GATEWAY
 - ELEVATOR SERVICE L-00 THROUGH L-06
 - ELEVATOR SERVICE L-00 TO GROUND
 - STAIR EXTING L-07 TO GROUND
 - STAIR EXTING L-06 TO GROUND
 - STAIR EXTING L-05 TO GROUND
 - STAIR EXTING L-05 TO GROUND
 - STAIR EXTING L-05 TO GROUND
 - STAIR EXTING L-05 TO GROUND
 - STAIR EXTING L-05 TO GROUND
 - STAIR EXTING L-00 TO GROUND
 - AIR EXHAUST
 - AIR INTAKE
- CONDITIONS OF APPROVAL:
- PIONEER PATHWAY CONNECTION WITH INTERSECTION OF 10TH AND FRONT ST.
 - 10' WIDE STRIPED PEDESTRIAN CROSSING WITH ASSOCIATED PEDESTRIAN SIGNAL AT INTERSECTION OF 9TH AND BROAD ST.
 - PIONEER PATHWAY MINIMUM 15' WIDE WITH 6' WIDE BUFFER ZONE.
 - STREET TREES. REFER TO DETAILED PLANTING PLAN SHEETS DR-8-1 TO DR-8-4
 - ELIMINATED ON-STREET PARKING ALONG 9TH STREET. STREETSCAPE DESIGNED PER CCDC STREETSCAPE STANDARDS. REFER TO DR-8-5
 - ELIMINATED DRIVEWAYS ALONG FRONT STREET. STREETSCAPE DESIGNED PER CCDC STREETSCAPE STANDARDS. REFER TO DR-8-5
 - DETAILED PLANTING PLAN. REFER TO SHEETS DR-8-1 TO DR-8-4
 - NO ROCK MULCH. REFER TO DETAILED PLANTING PLAN SHEETS DR-8-1 TO DR-8-4
 - STORMWATER RETENTION SWALES. REFER TO SHEET DR-X-X
 - STREETLIGHT PLACEMENT PER CCDC STREETSCAPE STANDARDS. REFER TO SHEET DR-8-5
 - MECHANICAL EQUIPMENT. REFER TO SHEET DR-8-1
 - PAVING MATERIAL AND COLORS. REFER TO COLOR CODE. THIS SHEET.
 - SLIDES. REFER TO SHEET DR-1K-1
 - TRASH RECEPTACLE SCREENING. REFER TO SHEET DR-mm-1
 - PARKING SCREENING. REFER TO DETAILED PLANTING PLAN SHEET DR-8-1 TO DR-8-4
- PAVING MATERIALS AND COLORS:
- INTEGRAL COLORED CONCRETE
 - DAVIS COLORS: XXXXXXXXXX
 - INTEGRAL COLORED CONCRETE
 - DAVIS COLORS: XXXXXXXXXX

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Rev: 1.1.1.1

INCORPORATED UNDER THE LAWS OF THE STATE OF IDAHO

4634

-10-

BOISE CITY CANAL COMPANY

CAPITAL STOCK \$24,000.00



JRS Properties III L P

Ten (10) -

BOISE CITY CANAL COMPANY

transferable only on the books of the Corporation by the holder
 thereof in person or by attorney upon surrender of this Certificate
 properly endorsed.

The undersigned, JRS Properties III L P, the said Corporation, has caused this Certificate to be
 signed by its duly authorized officers and it is hereby certified that the said Corporation

this 6th

day of August

24th 2012

President

Secretary

Shares

\$10.00

Each

CERTIFICATE

FOR

-TEN-

SHARES

OF THE
Capital Stock

BOISE CITY
CANAL COMPANY

ISSUED TO

JRS Properties III L P

DATED

August 6, 2012

For Value Received, hereby sell, assign and transfer
unto

Shares
of the Capital Stock represented by the within
Certificate, and do hereby irrevocably constitute and appoint
to transfer the said Stock on the books of the within named
Corporation, with full power of substitution, in the premises.

Dated

In presence of

NOTICE: THE SIGNATURE OF THE ASSIGNMENT
MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE
FACE OF THE CERTIFICATE IN EVERY PARTICULAR, WITHOUT
ALTERATION OR ENLARGEMENT OR ANY CHANGE WHATSOEVER.

RECEIVED

OCT 29 2012

WATER RESOURCES
WESTERN REGION

ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
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SUPERSEDED BY AMENDED APPLICATION RECEIVED 3/18/2013
-SM

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Signature of Applicant

Scott R. Simplot, Member

Print Name (and title, if applicable)

Signature of Applicant

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For Department Use:

Received by JA Date 10/29/12 Time 2:55 Preliminary check by JA

Fee \$ 100.00 Received by JA Receipt No. WD46682 Date 10/29/12

SUPERSEDED BY AMENDED APPLICATION RECEIVED 3/18/2013

Sommer, Rachel

From: Rex Barrie [waterdistrict63@qwestoffice.net]
Sent: Tuesday, April 02, 2013 10:14 AM
To: Sommer, Rachel
Subject: 63-33715
Attachments: Watermaster form-appls.docx

Follow Up Flag: Follow up
Flag Status: Flagged

I have no objection to this permit.

Rex R. Barrie
Boise River Watermaster

State of Idaho

Department Of Water Resources

RECOMMENDATION FORM -- WATER DISTRICT NO. 63

Application # **63-33715**_____

Applicant Name **JRS Properties**

Watermaster Recommendation:

- a) xx I do not oppose approval of this application(s).
- b) I do not oppose approval of this application(s) if it is conditioned as follows:
- c) I oppose approval of this application(s) for the following reasons:
- d) Additional comments:

Dated this 2 day of April , 2013

Rex R. Barrie _____

Watermaster Signature

Printed Name

Scanned 2 201

Sommer, Rachel

From: Sommer, Rachel
Sent: Tuesday, April 02, 2013 9:12 AM
To: 'waterdistrict63@qwestoffice.net'
Subject: Application for Permit
Attachments: Application for Permit 63-33715.pdf

April 2, 2013

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR ID 83669-0767

RE: Application for Permit No. 63-33715

Dear Watermaster:

A copy of the above referenced application is enclosed with this email. Please review the application and provide your comments, if any, to this office within 30 days.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within your water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

This office can finish reviewing an unprotested application shortly after the protest period has ended. Your prompt response to this request will ensure your recommendation will be considered. If IDWR has not received your written recommendation within 30 days, IDWR will presume you do not oppose approval of the application.

Sincerely,

Rachel Sommer

Administrative Assistant
IDWR, Western Region
Office: 208-334-2190
Fax: 208-334-2348
rachel.sommer@idwr.idaho.gov

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, March 28, 2013 3:41 PM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Legal Ads
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Categories: Legal Ad Confirmed

Good Afternoon Janice

Please see the attached ad for publication on 4/4/2013 & 4/11/2013.

Please confirm these are okay to publish as shown.

Thank you very much,

Rachel Sommer

Administrative Assistant I
IDWR, Western Region
Office: 208-334-2190
Fax: 208-334-2348
rachel.sommer@idwr.idaho.gov

March 28, 2013

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application For Permit No's: 63-33598 & 63-33715

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 4/22/2013. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-33598

THOMAS R BELTMAN

TINA M BELTMAN

1025 LOCKER

PARMA, ID 83660

Point of Diversion SESW SWSW S34 T02N R01W ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 11/2/2011

Place Of Use: IRRIGATION

T02N R01W S34 SWSW SESW

Total Acres: 39

Water bearing zone to be appropriated is from 300 to 400 feet.

63-33715

JRS PROPERTIES III LP

PO BOX 27

BOISE, ID 83707-0027

Point of Diversion L6(NESWNW) S10 T03N R02E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 10/29/2012

Place Of Use: IRRIGATION

T03N R02E S10 L5(NENW) L6(NWNW) L6(SWNW) L5(SENW)

Total Acres: 7

Water bearing zone to be appropriated is from 100 to 250 feet. Applicant proposes irrigation of 3.5 acres within the 7.0 acre place of use.

Mitigation is proposed for consumptive use by retiring a 10 acre equivalent of Boise City Canal Co shares (0.20 cfs). The shares will remain undiverted in the Boise River. The mitigation right has an 1866 priority date. The site is at the northeast corner of Myrtle and 9th St in Boise on the north side of the river, downstream from the mitigation right point of diversion, and upstream from the Star Bridge.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 4/22/2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/4/2013 and 4/11/2013



J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

RECEIVED

MAR 18 2013

WATER RESOURCES
WESTERN REGION

March 15, 2013

Angela M. Grimm, P.G.
Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: IDWR Application for Permit No. 63-33715.

Dear Angie:

Enclosed is an amendment to the above referenced application that attempts to address the items identified in your email message dated March 13, 2013. Should you have any additional concerns, please do not hesitate to let me know.

Sincerely,

Vic Conrad
Land, Water &
Asset Recovery

Enclosure

c. H. Biggs (w/ enclosure)

From: Grimm, Angie
Sent: Wednesday, March 13, 2013 1:39 PM
To: Vic Conrad
Subject: 63-33715 Application for Permit in name of JRS Properties III LP - Amended Application/Additional Info Request
Attachments: App process 60.pdf

Mr. Conrad,

Good afternoon. Based on our discussions over the last few days and my review of Application for Water Right Permit No. 63-33715 in the name of JRS Properties III LP, I thought I'd send you a quick email to outline the items of the application that require clarification and/or amendment as follows:

1. The quantity of water proposed (item no. 4 & no. 5). The application proposes diversion of 0.20 cfs for irrigation of approximately 3.5 acres. The standard diversion rate permissible for irrigation projects of 5 acres or less is 0.03 cfs per acre ($3.5 \text{ ac} \times 0.03 \text{ cfs/ac} = 0.11 \text{ cfs}$ maximum rate allowable in this case). However, Administrative Memorandum Application Processing # 60 (attached) allows for a higher rate in the instance of irrigation of turf grass in public areas do to time constraints on hours system can operate. So, if you wish to have a higher rate per acre than the standard, please submit your reason/explanation of the proposed 0.20 cfs requested for irrigation of the 3.5 acres in accordance with the attached memo. Alternatively, you may wish to increase the amount of irrigation proposed to at least 10 acres ($0.02 \text{ cfs/ac} \times 10 \text{ acres} = 0.20 \text{ cfs}$), assuming the proposed place of use property is that large, to allow for more flexibility in irrigation/landscaping development for the project. On the other hand, some combination of these ideas may best suit your project.
2. The proposed well depth (item no. 6c) and water bearing zone. The application indicates construction of a well with a depth of approximately 350 ft is anticipated. Also, a mitigation plan was submitted with the application indicating it is likely you will be appropriating shallow groundwater considered tributary to the Boise River (from ≤ 200 ft depth). The application did not indicate the proposed water bearing zone specifically, which is currently required for all applications proposing diversion of ground water within Basin 63. The proposed diversion is within the Boise Front Ground Water Management Area (Boise Front GWMA). All wells 300 ft and deeper in this area have the potential to intercept geothermal water. Therefore, all new applicants proposing diversion of ground water from a 300 ft or greater depth well, must submit information confirming it is not likely the proposed well will intercept geothermal water. Please amend the application to include or submit in writing the proposed water bearing zone. Also, please submit additional information confirming geothermal water is not likely to be encountered.
3. The description of the place of use (item no. 8). Department standards allow for irrigation projects of less than 10 acres to be described to the nearest one-tenth. Accordingly, the acre numbers indicated on the original application will be rounded as follows; 0.4 ac (NENW), 0.1 (NWNW), 0.5 (SWNW), and 2.5 (SENW) for a total of 3.5 acres. If this is not how you desire the acreage be permitted, please amend the application.

I hope this email is helpful to you as you work on the items we've discussed. Please feel free to contact me via email or phone anytime if you have any questions. I look forward to your response.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax



CORPORATE HEADQUARTERS

October 26, 2012

John Westra, Manager
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
OCT 29 2012
WATER RESOURCES
WESTERN REGION

Re: Applications for Water Right Permit and Mitigation Plan.

Dear John:

At the request of and as an accommodation to JRS Properties, III L.P., I am enclosing for filing an Application for Water Right Permit to authorize the use of groundwater to be diverted for the purpose of irrigating a park and related landscaping that will be constructed in connection with the JUMP project in downtown Boise, Idaho. To mitigate the impacts of diverting groundwater on the Boise River, the Boise City Canal Company has agreed to forego diverting, from its point of diversion on the Boise River, the same quantity as identified on the enclosed water right permit application. The mitigation proposed is described in detail in the Application for Mitigation Plan, which is also enclosed for filing.

Please use the enclosed check in the amount of \$100.00 to cover your fee for filing the enclosed Application for Water Right Permit. Should you have any questions about the enclosed applications; or if you need any additional information to proceed with the processing of the enclosed applications, please do not hesitate to contact me (phone: 208-389-7359; email: vic.conrad@simplot.com).

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosures

c: R. Barrie (w/enclosure)
H. Biggs (w/enclosure)