

RECEIVED

Ident. No. 63-33245

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MAR 30 2009

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of Applicant Parklane Company, Inc. Phone 208-345-3221
Mailing address 817 W. Franklin St., Boise, ID 83702 Email kghowell@parklaneco.com
Representative Lori Graves, SPF Water Engineering LLC, 300 E. Mallard, Ste 350, Boise, ID 83706 208-383-4140
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is Township 3N Range 2E Sec. 10, in the _____ $\frac{1}{4}$,
_____ NW $\frac{1}{4}$, _____ NE $\frac{1}{4}$, Govt. Lot _____, B.M., _____ Ada _____ County;
additional points of diversion if any: NWNE S10 (2 points total)
4. Water will be used for the following purposes:
Amount 0.41 cfs for Heating purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.15 cfs for Cooling purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.41 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 2 existing wells, pumps, closed loop heating/cooling system
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 6 & 6 inches; proposed depth of well is 90 & 195 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? 1996, deepened in 1999, 2007; Drilling firm Phipps No. 311;
Well was drilled for (well owner) Applicant; Drilling Permit No. 63-96-C-0396-0000, 63-96-C-0397-0000, 63-99-W-0720-100, 900437-847303
7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - 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. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. Closed loop heat exchange system

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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		H/C															

Total number of acres to be irrigated _____

10. 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? 63-12342, City of Boise geothermal water and municipal water can also be used through the exchange system.

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

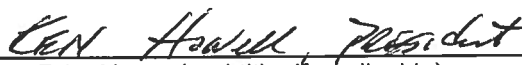
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. The well listed on drilling permit 63-96-C-0397-0000 (and subsequently deepened in 1999 & 2007) was drilled as an injection well, however, is proposed as an additional production well. The spent heating/cooling water will be discharged into ACHD's storm water drain system located in the alley behind the Union Block Building. Permit 63-12342 covers the same system and is limited to 0.26 cfs for cooling the Union Block Building. The system's peak design flow rate is 0.41 cfs. Heating use and additional flow rate for cooling use for the Union Block Building are proposed on this application. Water-bearing zone to be appropriated is from 79 to 195 feet.
Lori Graves, with SPF Water Engineering, is authorized to make modifications to this application during processing on behalf of applicant.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" 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.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.



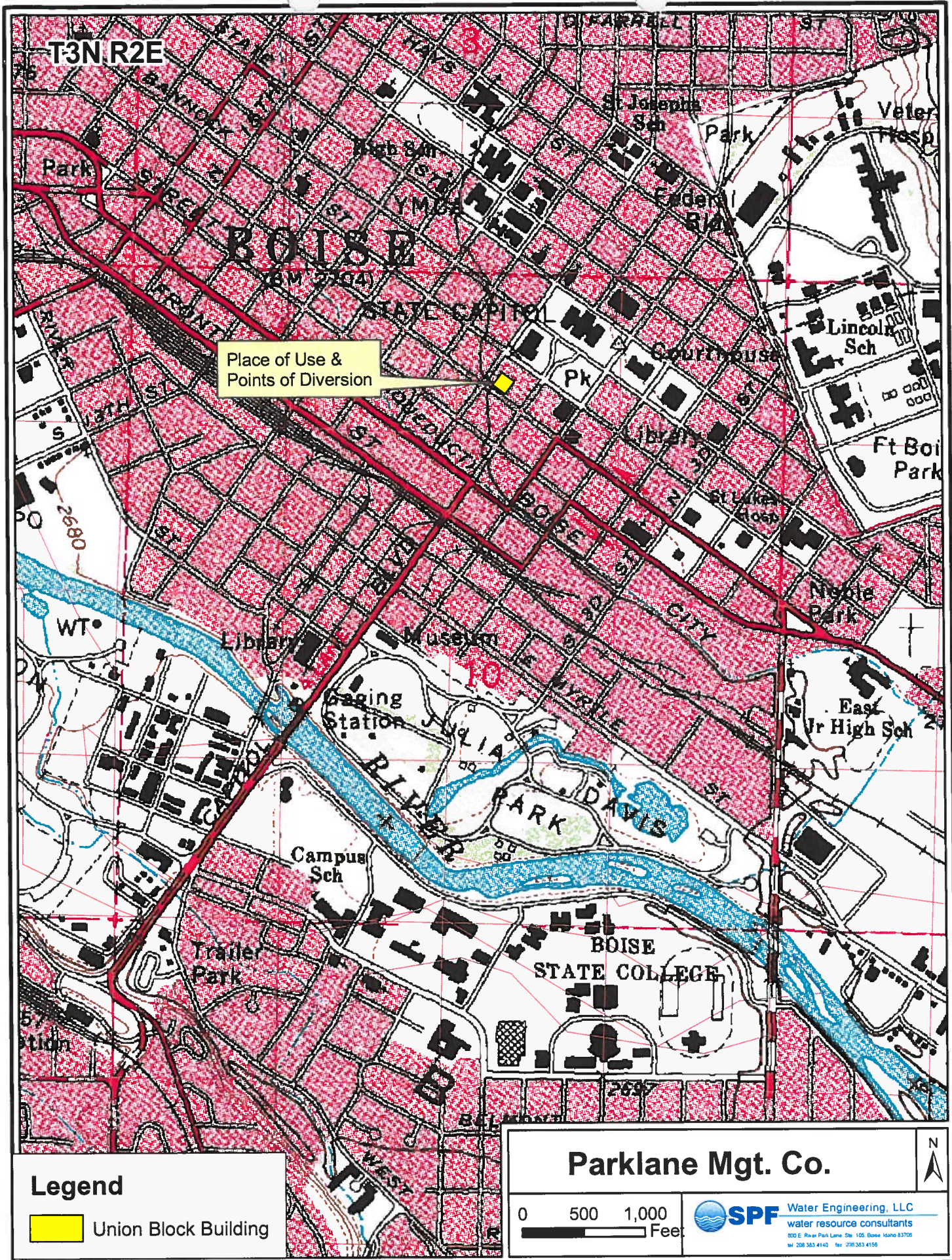
Signature of Applicant



Print Name (and title, if applicable)

For Department Use:

Received by SO. by DB Date 3-23-09 Time _____ Preliminary check by AG
 Fee \$ 250- Received by SR4 Receipt No. CO 88274 Date 3-23-2009
 Publication prepared by DB Date 7/13/2011 Published in Idaho Statesman
 Publication approved _____ Date _____ Dates Published July 21 & 28, 2011



T3N R2E

BOISE

(T3M R2Q4)

Place of Use &
Points of Diversion

Legend

 Union Block Building

Parklane Mgt. Co.

0 500 1,000 Feet

 **SPF** Water Engineering, LLC
water resource consultants
800 E. River Park Lane Ste. 105 Boise, Idaho 83706
tel. 208.363.4140 fax 208.363.4156

63-33245

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, July 14, 2011 10:14 AM
To: Rex Barrie, WD-63
Subject: Comment Letter for 63-33245 & Trasnfer 76971
Attachments: Comment Letter to WD 63.Doc; 63-33245 APP.pdf; X-fer 76971 APP.pdf

Attached is a cover letter and a copy of an Application(s), for your review &/or comment. If you have any questions regarding the attached information, please do not hesitate to contact our office.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

July 14, 2011

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

RE: Application for Permit: 63-33245

RE: Transfer No. 76971
Water Right No(s). 63-12342

Dear Mr. Barrie:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a 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.

IDWR's regional offices can finish reviewing an unopposed application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, July 13, 2011 3:00 PM
To: Idaho Statesman
Subject: LEGAL NOTICE
Attachments: Ada County - Cover Letter.Doc; Ada County Ads - COMBINED.Doc

Attached please find one (1) legal notice being submitted for publication. We are still experiencing some technical problems with our Legal Notice database, so please feel free to let me know if you have any problems regarding the formatting, etc. of the attached documents.

Also, please contact me if you have any other questions, or if you are not able to publish the ad on the dates requested.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

July 13, 2011

LEGAL NOTICE DEPARTMENT

IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application For Permit No(s): 61-12256, 63-33245 & 63-33531

RE: Transfer No. 73834
Water Right No(s). 61-7263, 61-7264A, 61-7264B

RE: Transfer No. 76971
Water Right No(s). 63-12342

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 August 8, 2011. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-33531

ROBERT J FICK
JOYCEANNE VOGEL FICK
3232 W KUNA MORA RD
KUNA, ID 83634-1753
Point of Diversion SESE S33 T02N R01W ADA County Source GROUNDWATER
Use: IRRIGATION 03/01 to 11/15 0.7 CFS
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: STOCKWATER 01/01 to 12/31 0.02 CFS
Total Diversion: 0.76 CFS
Date Filed: 6/13/2011
Place Of Use: IRRIGATION, DOMESTIC & STOCKWATER
T02N R01W S33 SESE
Total Acres: 35
Water bearing zone to be appropriated from an existing well is from 240 to 319 feet.

63-33245

PARKLANE COMPANY, INC.
817 W FRANKLIN ST
BOISE, ID 83702
Point of Diversion NWNE S10 T03N R02E ADA County Source GROUNDWATER
Point of Diversion NWNE S10 T03N R02E ADA County Source GROUNDWATER
Use: HEATING 01/01 to 12/31 0.41 CFS
Use: COOLING 01/01 to 12/31 0.15 CFS
Total Diversion: 0.41 CFS
Date Filed: 3/23/2009
Place Of Use: HEATING AND COOLING
T03N R02E S10 NWNE
Water bearing zone to be appropriated is from 79 to 195 feet. Water diverted to be discharged to the Boise River.

61-12256

INTERMOUNTAIN SEWER & WATER CORP.
PO BOX 344
MERIDIAN, ID 83680
Point of Diversion SENE S34 T01N R04E ELMORE County Source GROUNDWATER
Point of Diversion SWNW S34 T01N R04E ELMORE County Source GROUNDWATER
Point of Diversion SENW S34 T01N R04E ELMORE County Source GROUNDWATER
Point of Diversion SESW S34 T01N R04E ELMORE County Source GROUNDWATER
Point of Diversion NWNW S35 T01N R04E ELMORE County Source GROUNDWATER
Point of Diversion NESW S35 T01N R04E ELMORE County Source GROUNDWATER
Use: MUNICIPAL 01/01 to 12/31 13.76 CFS
Total Diversion: 13.76 CFS
Date Filed: 1/17/2008
Place Of Use: MUNICIPAL
T01N R04E S28, 29, 32, 33, 34, 35
Proposes expansion of Mayfield Springs Planned Community, about 4200 residences, associated irrigation, businesses etc.
About the same service area that was approved for first part of the project under 63-32225 (10 cfs for Ada County wells).
Expansion includes up to 6 wells with 300-1200 ft. water bearing zone. Proposed wells will be in Elmore County. Site straddles
Ada-Elmore County line east of Indian Creek Reservoir about 3 miles N/NW of I84 & Simco Road intersection. Published in the Mountain
Home News on July 20th & 27th, 2011; and the Idaho Statesman, Times News, Lewiston Tribune and Post Register on July 21st & 28th, 2011

PROPOSED CHANGE OF WATER RIGHTS

Orchard Ranch LLC of PO Box 1260, Maricopa AZ 85139 filed Application No. 73834 to transfer 3 water rights with 1976 priority dates from ground water totaling 11.36 cfs authorized for 631 acres of irrigation plus a dairy. The purpose of the transfer is to retire current Elmore County use and relocate it to Ada County. The current site is about 5 miles southeast of Cinder Cone Butte and 3 miles east of Simco Road. The proposed site is near Orchard about 10 miles northwest of Cinder Cone Butte. The new site will have 4 wells to irrigate 631 acres in a 2752 acre permissible place of use (PPU). The PPU is combined with Application 63-32703 (different wells) that was previously advertised. Current and proposed locations are south of I84. Published in the Mountain Home News on July 20th & 27th, 2011; and the Idaho Statesman, Times News, Lewiston Tribune and Post Register on July 21st & 28th, 2011

PROPOSED CHANGE OF WATER RIGHT(S)

Parklane Company Inc of 817 W Franklin St. Boise, ID 83702 filed Application No. 76971 to transfer one water right with a 1996 priority date from ground water totaling 0.26 cfs. The purpose of the transfer is to add an existing well as an alternate point of diversion and authorize discharge of diverted water to the Boise River instead of an injection well. Water will be used at the current place of use at the Union Block Building in downtown Boise at 730 W Idaho St on the north side of Idaho St between 8th St and Capitol Blvd.

For a full description of the rights &/or proposed transfers, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Permits will be subject to all prior water rights. Any protest against the approval of this application(s) 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 August 8, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on 7/21 & 7/28/2011



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

December 23, 2010

Parklane Company, Inc.
c/o SPF Water Engineering, LLC
Attn: Lori Graves
300 E. Mallard, Ste 350
Boise, ID 83706

COPY

Re: Application for Permit 63-33245 and Transfer 76971 of WR 63-12342

Dear Lori:

Your client's recent application for permit 63-33245 regarding ground water for heating and cooling is being processed along with the application for transfer 76971 to add a point of diversion to right 63-12342. To assist this office in completing the initial processing steps, please submit information to address the following proposed project use and water supply considerations:

- Determine the probable radius of impact for the project, including diversion authorized via right 63-12342 and additional diversion proposed via permit application 63-33245. Provide a credible explanation for determination of this radius. Demonstrate how injury to existing water rights will be avoided within the probable radius of impact based on the proposal to divert shallow ground water (considered tributary to the Boise River) and return it to the Boise River directly rather than injection into the shallow ground water production zone. Indicate whether the proposed diversion of shallow ground water will likely injure existing Boise River water rights based on the determined radius of impact. Submit information indicating where the storm drain you plan to discharge the spent water enters the Boise River and if discharge to that location will likely offset any depletion to the river, particularly during the irrigation season of 3/1 to 11/15.
- Permit application 63-33245 indicates the applicant does not propose to divert any additional volume of water for cooling purposes, but only an additional increment of rate. If this interpretation of the application is incorrect and the applicant is seeking an additional increment of volume for cooling use, please justify the need for an increase in excess of that provided for via right 63-12342.
- Provide information demonstrating the proposed rate of flow for heating use proposed for permit application 63-33245 is reasonable to provide for the new beneficial use.

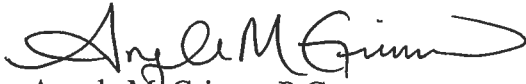
Parklane Company, Inc.
December 23, 2010
Page 2 of 2

- Both the permit and transfer application state Parklane Company Inc. (applicant) is the property owner. Information available to the Department indicates another entity may be the property owner. Provide information demonstrating Parklane Company Inc.'s authorization to make the permit and transfer filings in their name if the property is in fact owned by another entity.

Please submit the requested information to allow for further evaluation of your client's applications. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. Your response or a request for more time must be received within the next ninety (60) days. The permit application will be voided and transfer application rejected without a timely written reply.

IDWR rules, forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,



Angela M. Grimm, P.G.
Water Resource Agent, Sr.



RECEIVED

MAR 23 2009

DEPARTMENT OF
WATER RESOURCES

March 20, 2009

Jeff Peppersack
IDWR State Office
PO Box 83720
Boise, ID 83720-0098

Subject: (1) Petition for Condition Modification - Permit 63-12342
(2) Application for Transfer of Water Right 63-12342
(3) Application for Permit Seeking Additional Flow for Heating and Cooling

Dear Jeff:

Petition for Condition Modification. On behalf of Parklane Company, Inc. (Parklane), this letter serves as a petition to Idaho Department of Water Resources (IDWR) requesting that condition No. 5 listed on Permit 63-12342 be modified. The condition (also listed as condition No. 3 on the on-line Water Permit Report) states

"Proposed water bearing zone to be appropriated is from 0 to 65 feet. All flows to be reinjected to same zone.

Parklane requests that the reinjection requirement be removed and that the water-bearing zone be changed to 79 to 195 feet.

Permit 63-12342 is for a non-consumptive closed-loop heat-exchange system used for cooling the Union Block Building. The department conducted a licensing field exam on the permit in 1997, at which time they found one well used for diversion of fresh cooling water and one well used for injection of spent cooling water. The well used for diversion is 90 feet deep, with screen placed from 79 to 89 feet. The well used for injection was originally 63 feet, with perforations from 21 to 63 feet. The injection well was subsequently deepened to 115 feet in 1999 and to 195 feet in 2007, and is currently cased to 149 feet with screens from 150 to 195 feet. Well driller's reports are attached.

Due to injection well plugging problems, Parklane has been unsuccessful in supplying the necessary cooling flows for the Union Block Building. However, Parklane Company has recently received approval from ACHD to discharge their spent cooling water into ACHD's storm water drain system located in the alley behind the Union Block Building. A copy of the license is attached. As a result, use of the injection well is no longer necessary if the permit reinjection requirement is eliminated. This change will not result in depletion of Boise River flows. Using the ACHD system will in fact add to the Boise River flows more directly than if using the injection well, thereby potentially benefiting senior Boise River water rights during the irrigation season.

Application for Transfer. The department's granting of the petition and then licensing permit 63-12342 will enable the attached Application for Transfer to be processed, in which Parklane proposes using the former injection well as a second production well. A second production well will provide redundancy and additional diversion capacity for the Union Block Building to ensure that the cooling flow requirements can be met.

Application for Permit. Existing permit 63-12342 authorizes diversion of 0.26 cfs of groundwater for cooling purposes at the Union Block Building. The heat exchanger for the Union Block Building has a capacity of 0.41 cfs, and can be used for both heating and cooling. As a result, Parklane would like to increase the authorized diversion rate for cooling to 0.41 cfs (by adding an additional 0.15 cfs of cooling flow) and also obtain 0.41 cfs for heating purposes.

A \$500 check is enclosed to cover the transfer (\$250) and permit (\$250) application fees.

Please let me know if there are any questions. Thanks Jeff.

Sincerely,



Lori Graves
Water Rights Specialist

Cc: Ken Howell

Enclosures

- (1) Well Driller's Reports
- (2) ACHD Discharge License
- (3) Application for Transfer – 63-12342
- (4) Application for Permit
- (5) Check for Application Fees

SPF file number: 722.0010