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Form No. 204 10/07

DEC 30 2010

DEPARTMENT OF WATER RESOURCES STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY:
\$50 Fee Received by pat
Date 12-28-10
Receipt No. W038916

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

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DEC 28 2010

WATER RESOURCES
WESTERN REGION

The Idaho Department of Water Resources will consider this form as 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. 63-31934 Date Proof is Due 1-1-2011
Name(s) of Permit Holder Lakeland Village HOA
Address PO Box 140273 City Garden City State ID Zip 83714
Telephone No. 208-323-1080 Email pat@advantage-idaho.com

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Please see attached.

Costing _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Please see attached.

Permit holder(s) request an extension to January 1, 20 14.

M. J. Dromoo
Signature (If other than permit holder, Power of Attorney must be supplied)

12-21-10
Date

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be
APPROVED and the time within which to submit proof of beneficial use
is extended to January 1, 2014.

Signed this 4th day of January, 2011

Jeff Peppersack
Jeff Peppersack, Chief
Water Allocation Bureau

**ATTACHMENT TO
LAKELAND VILLAGE HOMEOWNERS ASSOCIATION, INC.'S
REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT NO. 63-31934**

Describe what work has been completed toward the development of this water right:

The permit contemplated an appropriation for eight ponds situated within the Lakeland Village subdivision and two ponds within the adjoining Lakeland Estates subdivision. All ponds now are in place. Water authorized for irrigation and for mitigation uses under the Permittee's shares in New Union Ditch Company can be diverted to the ponds from the New Dry Creek Canal via an existing headgate. However, a measuring device required as a condition of permit approval has not yet been installed. The Permittee, Lakeland Village Homeowners Association, Inc., which is the assignee of the permit, has retained O'Day Consulting Engineering to assist in its design and installation. There will be some coordination involved in the design and cost, as there are several other water uses and users taking water from New Dry Creek Canal at the same delivery point as Lakeland Village.

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Lakeland Village Homeowners Association, Inc., only recently became aware of the existence of the permit, the conditions it contains, and the deadline for completion of work. Initial work was undertaken by the original permittee, Lakeland Village, LLC, which developed the project. However, the measuring structure apparently was not installed or has since been removed, but in any event has not been located. Since becoming aware of the permit requirements, including the need to demonstrate completion of beneficial use, Lakeland Village Homeowners Association has been diligent in its efforts to identify the permit requirements and ensure their completion. The Permittee believes that it can complete the work relatively soon, but because it anticipates that there may be other water uses and users taking water from the same delivery point out of the New Dry Creek Canal, a three-year extension is requested in the event there are delays associated with identifying, contacting, and reaching agreement with any other involved water users concerning the measurement of water.