



SPF WATER
ENGINEERING

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AUG 12 2009

DEPARTMENT OF
WATER RESOURCES

August 11, 2009

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

Subject: Petition for Reinstatement of Lapsed Permit 78-12159
Kings Pines Estates III HOA, Inc.

Dear Jeff,

On behalf of Kings Pines Estate III HOA, Inc., this letter serves as a petition to the Department for reinstatement of lapsed permit 78-12159. Based on the following explanation and attached documentation, we request that the priority date not be advanced as a result of reinstatement.

The original proof due date for permit 78-12159 was February 1, 2007. Because the system was not fully developed, the applicant submitted a Request for Extension of Time on January 19, 2007. The Department granted the extension request to October 1, 2007, the date that the permit holder had erroneously listed on the request. As stated in the cover letter submitted with the extension request, the permit holder meant to list October 1, 2009 to coincide with the extension date that the Department had previously granted for associated permit 78-7396. As a result, permit 78-12159 lapsed in 2007 because proof had not been submitted timely. Copies of the Extension of Time Request and associated cover letter are attached.

Frank Brown, Director of Kings Pines Estates III HOA, Inc. filed the original application and extension request. The lapse notice was sent to Kelsie Medel, President of the HOA. The Department was not notified of an error probably because Kelsie Medel was not aware of the implications of the lapse notice since she had not prepared and/or filed the original water right.

The lapsed permit was recently discovered when the permit holders retained SPF Water to conduct the Beneficial Use Field Exam for associated permit 78-7396. Reinstatement of lapsed permit 78-12159 will allow both permits to be licensed simultaneously as a combined system as originally intended.

Thank you for your attention to this matter Jeff. Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori Graves". The signature is fluid and cursive, with the first name "Lori" and last name "Graves" clearly distinguishable.

Lori Graves
Water Rights Specialist

Cc: Rick Mooney

Enclosures

SPF file number: 157.0040



King's Pines Estates, Inc.

P.O. Box 704 McCall, Idaho 83638

NOTE FROM THE DESK OF

Frank E. Brown

HOME: (208) 634-7533

January 18, 2007

RECEIVED

JAN 19 2007

DEPARTMENT OF
WATER RESOURCES

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau
State of Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Dear Mrs. Gibson,

I have enclosed a Request for Extension of Time for Permit
No. 78-12159.

Only a small percentage of the homes have been constructed and the
irrigation component has not been developed.

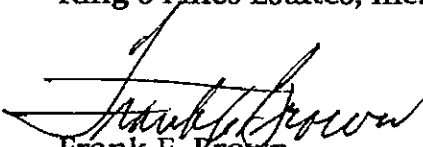
The Request date is to October 1, 2009. I used this date to have both
of our permits to have the same date. This is permit No's 78-7396
and 78-12159.

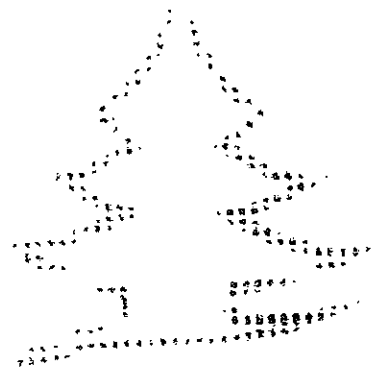
I have enclosed a check for \$50.00.

If you need any further information, please let me know.

Sincerely,

King's Pines Estates, Inc.


Frank E. Brown
President



~~Office: 208-634-7924 Fax: 208-634-8126~~

RESIDENT PHONE & FAX 208-634-7533

For Office Use Only:
\$50 Fee Received by 50.00
Date 1-19-07
Receipt No. C083445

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

RECEIVED

JAN 19 2007

DEPARTMENT OF
WATER RESOURCES

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. 78-12159
Name(s) of Permit Holder: KING'S PINES ESTATES, INC.
Address: P.O. BOX 704 City MCCALL State ID Zip 83638
Telephone No. 208-634-7533 Date Proof is Due: FEBRUARY 1, 2007

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".)

95% OF THE WORK HAS BEEN COMPLETED. THE NORTH WELL
IS HOOKED UP AND TESTED. THE CONTROLS AND
AUTOMATIC USE TO BACK UP THE SOUTH WELL
NEED TO BE TESTED.

Costing \$ 20,000⁰⁰

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

BECAUSE OF THE AMOUNT OF CONSTRUCTION IN THE MCCALL
AREA, ELECTRICAL AND PUMP WORK HAVE BEEN
DELAYED IN THEIR SCHEDULING. THIS WORK WILL BE
COMPLETED AS SOON AS POSSIBLE.

Permit holder(s) request an extension to OCTOBER 1, 2007.

Janet Brown
(Signature)

1/18/2007
(Date)

*If other than permit holder, Power of Attorney must be supplied.

NOTE: THE EXTENSION DATE IS THE SAME AS PERMIT NO. 78-7396
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 October 1, 2007.

Signed this 10th day of May, 20 07.

Deborah J. Gibson, for
JEFF PEPPERSACK, Acting Bureau Chief
Water Allocation Bureau