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MAR 25 2008

WATER RESOURCES
WESTERN REGION

Ident. No.

63-33000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

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MAR 24 2008

DEPARTMENT OF
WATER RESOURCES

1. Name of Applicant IMT Real Estate Investments II, LLC Phone 208.639.8165
Mailing address 12594 W. Explorer Dr, Suite 100 Boise, ID 83713 Email bslaughter@idaho mutual trust. com
2. Source of water supply groundwater which is a tributary of N/A
3. Location of point of diversion is Township 2N Range 1E Sec. 26, in the E 1/2 of SW 1/4 of NW 1/4,
Govt. Lot Ada, B.M., Ada County;
additional points of diversion if any: 1 well
4. Water will be used for the following purposes:
Amount .3 for irrigation purposes from 3/1 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)
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) .3 cubic feet per second and/or (b) _____ acre feet per year
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source Existing well
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? 5/8/06; Drilling firm unknown;
Well was drilled for (well owner) Roger Backus; Drilling Permit No. unknown
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. _____

9. 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	
2N	1E	26							15 acres										15

Total number of acres to be irrigated: 15

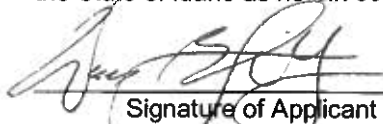
10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? None

11. a. Who owns the property at the point of diversion? IMT Real Estate Investments II, LLC
b. Who owns the land to be irrigated or place of use? IMT Real Estate Investments II, LLC
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. For standard crop irrigation purposes.

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

W. Ben Slaughter, Manager
Print Name (and title if applicable)

For Department Use:

Received by S.O. By Date 3-24-08 Time _____ Preliminary check by _____
Fee \$ 250.00 Receipted by KAW Receipt No. C086406 Date 3/24/08
Publication prepared by DB Date 2/26/2009 Published in IDAHO STATESMAN
Publication approved _____ Date _____ Dates Published MARCH 5 & 12, 2009

02N01E22

02N01E23

02N01E26

02N01E27

02N01E28

Site

102.33000

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, February 26, 2009 5:15 PM
To: legals@idahostatesman.com
Subject: Legal Notices
Attachments: Ada County Ads - Cover Letter.RTF; 63-32900 Ad.RTF; 63-32971 Ad.RTF; 63-33000 Ad.RTF; X-fer 74754 Ad.doc; X-fer 74506 Ad.doc; X-fer 74508 Ad.doc

Attached please find (6) legal notices being submitted for publication. Please contact me if you have any questions or if you are not able to run the ads on the dates listed.

Thank You,

Denise Buffington
Administrative Assistant
Dept of Water Resources
Western Region

2/27/2009

February 26, 2009

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-32900, 63-32971 & 63-33000

RE: Transfer No. 74506
Water Right No(s). 63-7103 63-2973

RE: Transfer No. 74508
Water Right No(s). 63-185B

RE: Transfer No. 74754
Water Right No(s). 63-32587

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 03/23/2009. 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:

63-33000

IMT REAL ESTATE INVESTMENTS II LLC
12594 W EXPLORER DR STE 100
BOISE ID 83713

Point(s) of Diversion SWNW S26 T02N R01E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 0.3 CFS

Total Diversion: 0.3 CFS

Date Filed: 03/24/2008

Place Of Use: IRRIGATION

T02N R01E S26 SWNW

Number of Acres 15

Remark: Water bearing zone to be appropriated is from 350 to 400 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 03/23/2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on March 5th & 12th, 2009

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Form 238-7
6/02IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

839658
Office Use Only
Well ID No. 409984
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 _____ 1/4 _____ 1/4 _____
Lat: : : Long: : :

1. WELL TAG NO. D 0041995
DRILLING PERMIT NO. _____
Water Right or Injection Well No. _____

2. OWNER: Roger Backus
Name _____
Address PO Box 9646
City Boise State ID Zip 83707

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp. 2 North ☒ or South ☐
Rge. 1 East ☒ or West ☐
Sec. 26 1/4 SW 1/4 NW 1/4
Gov't Lot _____
Lat: : : Long: : :
Address of Well Site 13325 Ventoso Lane
City Kuna

(Give at least name of road - Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply

(Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD:

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
<u>Bentonite</u>	<u>0</u>	<u>127</u>	<u>29</u>	<u>over bore</u>

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 266Was drive shoe seal tested? ☒ Y ☐ N How? Air

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>6"</u>	<u>+2</u>	<u>266</u>	<u>250</u>	<u>Steel</u>	☒	☐	☒	☐

Length of Headpipe 5' Length of Tailpipe _____Packer ☒ Y ☐ N Type K

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method _____

Screen Type & Method of Installation Johnson

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
<u>363</u>	<u>373</u>	<u>16</u>	<u>40</u>	<u>5</u>	<u>SS</u>	☒	☐

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

270 ft. below ground Artesian pressure _____ lb.Depth flow encountered 310 ft. Describe access port or control devices: well cap

12. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
<u>50+</u>	<u>370</u>	<u>370</u>	<u>3 hrs</u>

Water Temp. 80 Bottom hole temp. _____Water Quality test or comments: Sulphur odorDepth first Water Encounter 308

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>10</u>	<u>0</u>	<u>1</u>	<u>Top</u>		
<u>10</u>	<u>1</u>	<u>7</u>	<u>Hard pan</u>		
<u>10</u>	<u>7</u>	<u>9</u>	<u>Broken Lava</u>		
<u>10</u>	<u>9</u>	<u>18</u>	<u>Lava</u>		
<u>8</u>	<u>18</u>	<u>45</u>	<u>Lava</u>		
	<u>45</u>	<u>52</u>	<u>Red cinders</u>		
	<u>52</u>	<u>127</u>	<u>Lava</u>		
	<u>127</u>	<u>131</u>	<u>Cinders + Lava</u>		
	<u>131</u>	<u>148</u>	<u>Cobbles</u>		
	<u>148</u>	<u>196</u>	<u>Sand</u>		
	<u>196</u>	<u>214</u>	<u>Sand + Gravel</u>		
	<u>214</u>	<u>230</u>	<u>Sand</u>		
	<u>230</u>	<u>300</u>	<u>Cemented sand + gravel</u>		
	<u>300</u>	<u>366</u>	<u>Brown sand Heaving</u>		
	<u>366</u>	<u>368</u>	<u>Green Clay</u>		
	<u>368</u>	<u>373</u>	<u>Sand + clay</u>		

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MAY 12 2006

WATER RESOURCES
WESTERN REGIONCompleted Depth 372 (Measurable)Date: Started 5-4 Completed 5-8

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Highland Firm No. 623Principal Driller [Signature] Date 5-8-06

Driller or Operator II _____ Date _____

Operator I _____ Date _____

Principal Driller and Rig Operator Required.
Operator I must have signature of Driller/Operator II.

FORWARD WHITE COPY TO WATER RESOURCES