

**SPF**

Water Engineering, LLC
water resource consultants

January 18, 2007

Steve Lester
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

RECEIVED

JAN 19 2007

WATER RESOURCES
WESTERN REGION

Subject: Application for Transfer – JMM Dry Creek, L.L.C.

Dear Steve:

Enclosed on behalf of JMM Dry Creek, L.L.C., is an application for water right transfer for the proposed Dry Creek Ranch Planned Community. The application proposes changing the points of diversion, adding diversion points, and changing the place of use to conform to a proposed pressurized irrigation system to serve the Dry Creek Ranch Planned Community.

The application proposes irrigation of 392 acres within a 739-acre permissible place of use. We anticipate that treated municipal wastewater will be land applied on the same 392 acres through the pressurized irrigation system.

Five water rights, including four from groundwater sources and one from a surface water source (Dry Creek), are proposed for transfer. Individually, the five water rights total 11.19 cfs, but in combination the water rights are limited to a maximum diversion rate of 7.84 cfs and 1764 acre feet per annum for irrigation of 392 acres.

JMM Dry Creek, L.L.C., previously submitted an application for permit proposing appropriation of 5 cfs of groundwater for use in a potable water system at the property. That application proposes a combined maximum diversion rate limit of 7.84 cfs and 1764 acre feet per annum in combination with the five water rights proposed for transfer.

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A filing fee check for \$530 is enclosed, based on the fee for the 7.84 cfs maximum diversion rate under the five rights. Please contact me for additional fees if the fee must be calculated based on the total cfs of the five rights, or on the cfs of the five rights individually.

Sincerely,

Terry M. Scanlan, P.E.

Cc: Sharon Fodness – Land Baron Investments
John Starr – Colliers International
LeAnn Hume – Bill Thompson Company
Ashley Ford – WRG Design