

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: *Wilson Properties LP*
~~BOISE RANCH GOLF COURSE INC~~ 208-362-6501
Address: ~~RUSS ISBELL~~
~~6501 S CLOVERDALE RD~~ *1101 W River St Ste 150*
~~BOISE ID 83709~~
83702

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: Lot 2(NWNE), Sec. 4, Township 02N, Range 01E
ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	2.300		

5. Total quantity to be appropriated is:
2.300 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, PIPELINE
- Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- Proposed well diameter is 8 inches; proposed depth of well is 200
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
02N	01E	4	Lot 1(NENE)	20	Lot 2(NWNE)	35	SWNE	35	115
			SENE	25					
Total number of acres irrigated:									115

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

~~Application being held pending withdrawal of drought moratorium.~~
Water bearing zone to be appropriated is 20 to 160 feet.

11. Map of proposed point of diversion and place of use attached? ☒

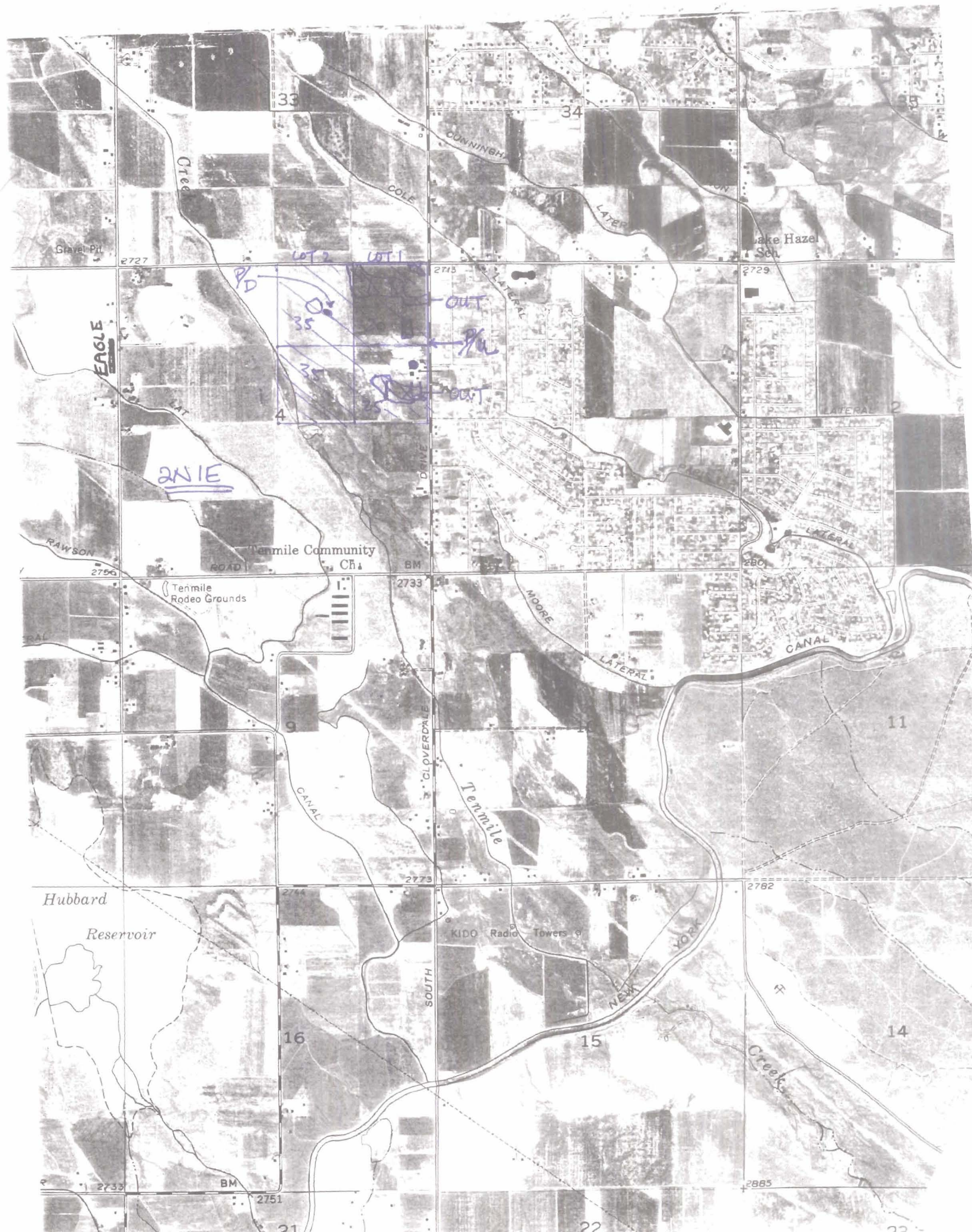
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

 President
Applicant

Received by CJH Date 1/24/94 Time 1230 Preliminary check by LG
Fee \$ 85- Receipted by CJH # W017125 Date 1/24/94
Publication prepared by ST Date 9-27-95 Published in Id. Statesman
Publication approved ST Date 10-25-95

* d'base update per 6/6/95 Response Form

-82 9/26/95



63-12097

Comments: Date: 1/26/1994 User-ID: HODGES

Subject:

ADDITIONAL INFO

This right will be supplemental to Nampa-Meridian ID and claim
No. 63-04607 from Terrible Creek.

Officers of Boise Ranch Golf Course Inc:

Russ Isbell, Pres.

Richard Davis, Sec-Treas 208 - 495 - 2211

LeRoy Inglis, COB

Clubhouse on site is using a separate well and is utilizing only
1100 gallons per day and thus exempted from filing requirements.
Areas marked as non-irrigated are being reserved for future
residential development.

Water Application Report 63-12097

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILSON PROPERTIES LP 1101 W RIVER ST STE 150 BOISE, ID 83702 (208)424-9322

Original Owner BOISE RANCH GOLF COURSE INC
6501 S CLOVERDALE RD
BOISE, ID 83709
(208)362-6501

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.300 CFS	
	Total Diversion:	2.300 CFS	

Location of Point(s) of Diversion

GROUND WATER L2 (NW1/4NE1/4) Sec. 4, Twp 02N, Rge 01E, B.M.
ADA County

Place of Use

IRRIGATION

[illegible]

Total Acres: 115

Conditions of Approval:

1. Water bearing zone to be appropriated is 20 to 160 feet.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 63-12097

Comments:

Dates and Other Information:

Application Received Date: 1/26/1994

Application Denied Date:

Last Date of Beneficial Use:

Extension End Date:

Protest Deadline Date:

Number of Protests: 0

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Application Type: New Appropriation

Applicant Remarks:

Other Water Rights:

Time to Complete Works:

Transfer Affected Description:

Transfer Affected Contracts:

Old Transfer Number:

Transfer Reason:

Transfer Return Flows:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

Water Right Number: 63-12097

FIRST PAGE

13. Remarks: Water bearing zone to be appropriated is 20 to 160 feet.

(GOLD4=Prev Screen)

(GOLD2=Update)

(GOLD5=Next Screen)

(GOLD1=Export Remarks)

(Enter=Exit)

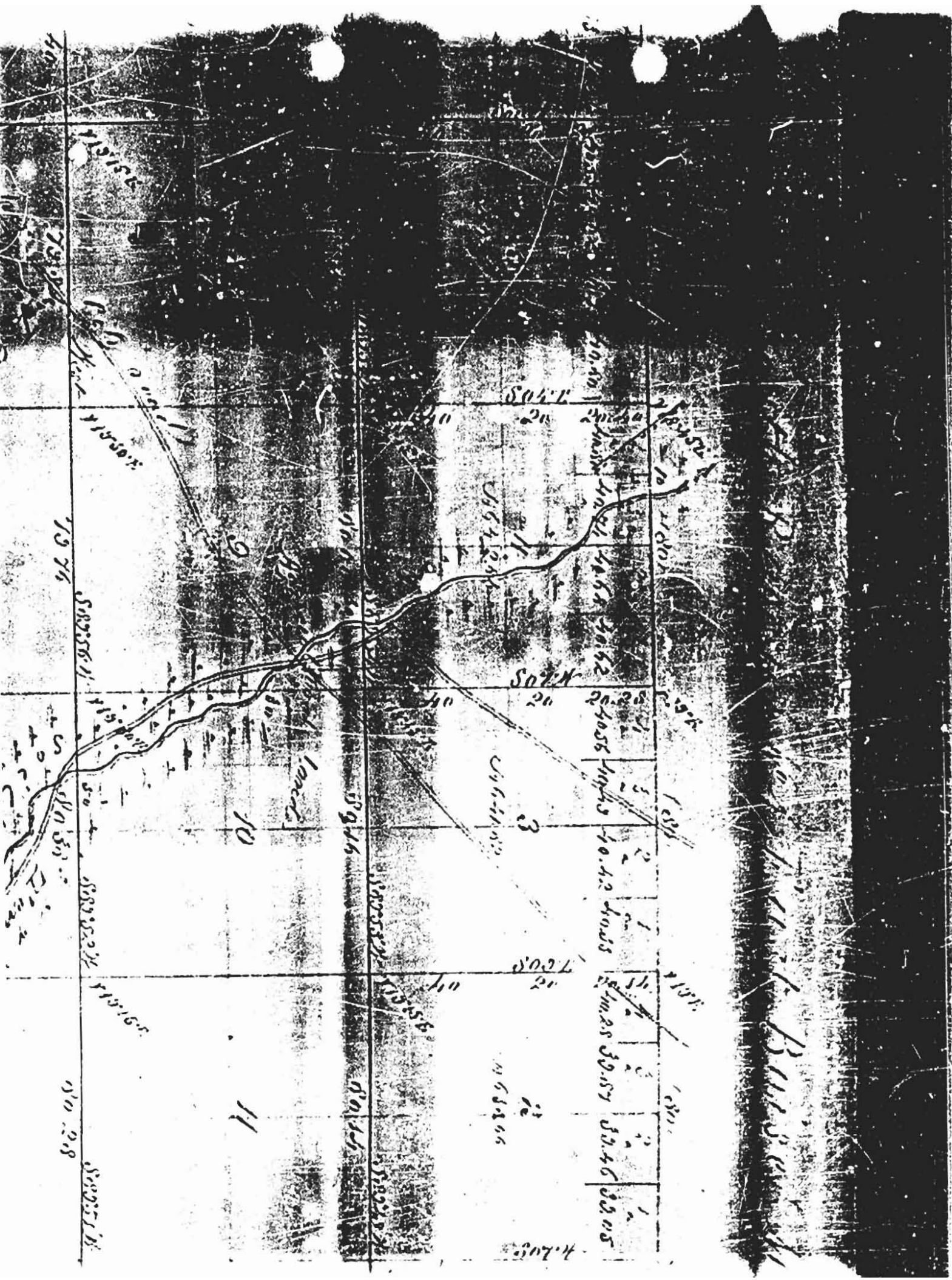
(GOLD3=Add Std Rmk)

(GOLD6=End of Data)

(GOLD7=Import Remarks)

(GOLD8=Cancel)

92



11/99

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APR 13 2005

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, Richard R. Davis for Boise Ranch Golf Course, Inc., hereby assign to Wilson Properties, LP
of, 1101 West River Street, Suite 150, Boise, ID 83702 208-424-9322
(Full Address) (Phone)

All my right, title, and interest in and to Application for Permit No. 63-12097
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40
acre subdivision, point of diversion location, and amount of the water in cubic feet per second.)

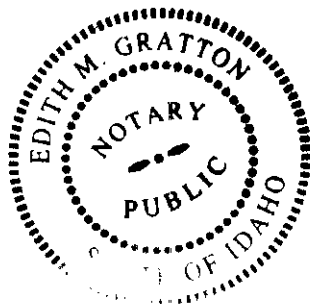
Made this 31st day of March, 2005.

Richard R. Davis
Applicant(s)

State of Idaho
County of Ada

On this 31st day of March, 2005 personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he(she) (they) executed
the same.

SEAL



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APR 22 2005

WATER RESOURCES
WESTERN REGION

[Signature]
Notary Public
Residing at Boise Idaho
My commission expires 10-14-10



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 31, 1994

Boise Ranch Golf Course Inc
Russ Isbell
6501 S Cloverdale Rd
Boise ID 83709

RE: Application for Permit 63-12097

Dear Applicant:

The above application for permit to appropriate irrigation water from a ground water source was received 1/26/1994.

Due to continued drought and the need to protect existing water rights and water supplies, the Director of this agency declared a moratorium on 5/15/92 concerning water right applications proposing new consumptive uses of public water. The moratorium has been lifted in some areas of the state, but remains in place for the Boise River Basin. We will not be able to process your application at this time. Delays related to department decisions do not affect the date of priority or seniority of your application.

This office will continue to hold your application pending future developments in the water supply situation and will inform you of any changes. If you have any questions, please feel free to contact me at 334-2190.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lori Graves', written in dark ink.

Lori A. Graves
Sr. Water Resource Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 24, 2000

ROSS ISBELL
BOISE RANCH GOLF COURSE INC
6501 S CLOVERDALE RD
BOISE ID 83709

Re: Application for Water Right No. 63-12097: Request for Supplemental Well Permit

Dear Mr. Isbell:

In 1994, Boise Ranch Golf Course, Inc. filed application for water right no. 63-12097 with the Idaho Department of Water Resources (IDWR). IDWR has not considered the application because of moratoriums and/or suspensions of processing applications proposing diversion of ground water within the Treasure Valley.

Application no. 63-12097 proposes diversion of ground water during the early and late portions of the irrigation season when surface water is not available. I understand you spoke with Norm Young of IDWR about submitting a plan of mitigation to compensate the ground water for your withdrawals. I received a letter from you, addressed to Norm Young, dated January 6, 2000, discussing a possible plan. Norm asked that I coordinate with you further regarding the components of your proposal.

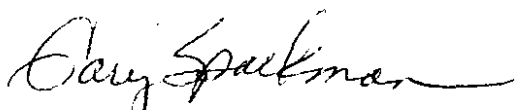
A mitigation plan must show that the ground water at the location of your point of ground water diversion is compensated for the ground water withdrawal. This compensation must be in addition to the traditional losses for delivery of water. You need to show that sufficient additional water is being contributed to the ground water for the purpose of mitigation. Your proposed ground water withdrawal could be mitigated by additional seepage through the bottom of ponds constructed as part of the golf course. Specific information about the rate of percolation needs to be submitted. I would be happy to talk about an example of a mitigation plan that was submitted and approved for another similar application.

An analysis of the absorption by turf is probably not an acceptable mitigation plan. Furthermore, an irrigation efficiency of 5% is questionable. I am happy to talk to you about this subject as well, however.

Ross Isbell
February 24, 2000
Page -2-

Please feel free to contact me. I will hold your application in this office until the plan of mitigation is better defined.

Sincerely,



Gary Spackman

GS:st

CC: Norm Young, IDWR
Shelley Keen, IDWR

RECEIVED
FEB 11 2000
WATER RESOURCES
WESTERN REGION

MEMORANDUM

DATE: February 11, 2000

TO: Gary Spackman

FROM: Shelley W. Keen *SWK*

RE: Mitigation for Application 63-12097

At Norm's request I'm returning this application to you so that you can work with the applicant to develop an acceptable mitigation plan. I've also attached copies of correspondence describing the mitigation proposal for Permit 63-12092, which may be an example that can be followed.

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 63-12092

WILSON PROPERTIES LP
1101 W RIVER ST STE 150
BOISE ID 83702

Priority Date: 01/14/1994
Stage: PERMIT

Source: GROUNDWATER

Similar Example

Beneficial Use	From:	To:	Diversion Rate	Volume
IRRIGATION	03-15	11-15	1.60 CFS	
	Total:		1.60 CFS	

Point(s) of Diversion: SESW, Sec. 24, Township 04N, Range 01W

Place(s) of Use: IRRIGATION

Twp:	Rng:	Sec:	Tract:	Acres:	Tract:	Acres:	Tract:	Acres:
04N	01W	24	NESW	40.0	SESW	40.0		
				Total Acres:	80.0			

Conditions of Approval and Remarks:

1. Proof of application of water to beneficial use shall be subitted on or before October 1, 2004.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
8. The right holder shall mitigate the groundwater diversion authorized under this right by directing water diverted from the Boise River under existing water rights into unlined ponds and causing it to seep into the ground. The volume of water directed into the ponds for mitigation purposes shall equal or exceed the volume of groundwater diverted under this right each year. The ponds shall be modified and/or constructed and the seepage shall be quantified in accordance with the plan proposed in a letter from Scanlan Engineering dated November 10, 1999. If the proposed mitigation proves to be

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 63-12092

Conditions of Approval and Remarks:

inadequate or cannot be maintained, the Director retains jurisdiction to require modifications to maintain sufficient recharge in order to offset diversion from the aquifer under this right.

9. The Director retains jurisdiction to require measurement and reporting of the amount of surface water supplied to the ponds for mitigation purposes.
10. Water bearing zone to be appropriated is 157 to 172 feet.

Dates: App. Received: 01/14/1994

Proof Due Date: 10/01/2004

SCANLAN ENGINEERING

Groundwater and Environmental Engineering

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DEC 14 1999

Department of Water Resources

December 10, 1999

Todd Crockett
Foxtail Golf Course
990 West Chinden Boulevard
Meridian, ID 83642

Subject: Seepage Test and Mitigation – Water Right Permit 63-12092

Dear Todd:

Thank you for the seepage data that you provided by fax on December 8.

Test Description

I understand that you tested Pond No. 2 (the middle pond of the three-pond system). Testing consisted of isolating inflow and outflow from the pond, and then maintaining the pond level by periodically refilling the pond from the well. A flow meter on the well discharge determined how much water was added. Pond level measurements prior to each refilling were used to determine how much the pond seeped during the 17-day test period.

Evaporation was not measured directly. An evaporation value of 0.10 inches per day is assumed for calculation purposes. There was 0.13 inches of precipitation (rain) during the test period. The precipitation offset a portion of the evaporation loss.

Test data suggest that the Pond No. 2 seepage rate is approximately 1.4 inches per day, and that Pond No. 2 has a surface area of 0.18 acres. Data and calculations are attached.

Mitigation Requirement

Currently, the minimum annual supplemental irrigation requirement at Foxtail Golf Course is approximately 2.5 acre-feet per year. This calculation is based on

- 6-acre supplemental irrigated area (3 acres of greens, 3 acres of tees)
- 0.10 acre-inches per day per acre average application during supplemental irrigation season
- 50-day supplemental irrigation season (March 17 to April 15, October 20 through November 10).

Assuming that the ponds are kept full from March 17 to November 10 (239 days), a seepage rate of 1.4 inches per day will result in 28 acre feet of seepage loss per acre of pond. Therefore, the ponds need to be enlarged by approximately 0.1 acres (4,000 square feet) to mitigate the minimum annual supplemental irrigation requirement of 2.5 acre feet. However, the ponds should

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probably be enlarged by more than 0.1 acres to provide flexibility in water use for both irrigation and early season pond filling.

Please note that the single measurement of Pond No. 3 seepage suggests a seepage rate of approximately 6 inches per day. If Pond No. 3 is enlarged, I suggest an additional seepage test be conducted next year to document seepage rate, as the seepage rate from this pond may be considerable higher than 1.4 inches per day. A higher seepage rate would provide more mitigation and subsequently allow more groundwater pumping.

Recommendations

1. Enlarge the pond system by at least 0.1 acre. Provide documentation of pond enlargement activities (photographs and area measurements) to Idaho Department of Water Resources.
2. Conduct a seepage test of the enlarged pond following the year 2000 irrigation season to more accurately quantify the seepage loss and corresponding mitigation volume.
3. Monitor pumping volume from the well to determine actual mitigation requirement.
4. If pumping volume exceeds mitigation volume, enlarge the pond as necessary.

Please contact me with any questions.

Sincerely,



Terry M. Scanlan, P.E., P.G.

Cc: Shelley Keen – Idaho Department of Water Resources
Charles Wilson – Wilson Properties
Mike Creamer – Givens Pursley

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**FOXTAIL GOLF COURSE
POND NO. 2 SEEPAGE TEST RESULTS**

Date	Assumed Evaporation (inches)	Measured Precipitation (inches)	Pond 2 Change (inches)	Pond 2 Seepage (inches/day)	Water Added (gallons)	Water Added (acre inches)	Calculated Pond Area (Acres)
11/12/99	0.40	0.00	6.75	1.59	33,000	1.215	0.180
11/16/99	0.30	0.05	5.50	1.75	27,400	1.009	0.183
11/19/99	0.30	0.01	3.00	0.90	14,900	0.549	0.183
11/22/99	0.20	0.00	2.75	1.28	13,700	0.505	0.183
11/24/99	0.50	0.08	7.25	1.37			
11/29/99							
Total	1.70	0.14	25.25		89,000		
average				1.39			

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Nov 5th - Thur 10th Pond #3 dropped 2 1/2 feet

Nov 5th - Thur 8th Pond #2 dropped 6 inches

Pond #2

Nov 12 Filled Pond 13100 gal

Nov 16 Pond 2 dropped 6 3/4 INCHS
filled Pond 33000
Precip 0.05"

Nov 19 Pond 2 dropped 5 1/2 INCHS
filled Pond 27400 gal
Precip Trace

Nov 22 Pond 2 dropped 3 INCH
filled Pond 14900 gal

Nov 24 Pond 2 dropped 2 3/4 INCHS
filled Pond 13700 gal

Nov 29 Pond 2 dropped 7 1/4 INCHS
filled Pond 0 gals
Precip 0.08"

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SEP 1 1976

SCANLAN ENGINEERING

Groundwater and Environmental Engineering

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NOV 26 1999

Department of Water Resources

November 23, 1999

Shelley Walter Keen
Water Rights Supervisor
Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

Subject: Preliminary Order – Permit No. 63-12092

Dear Shelley:

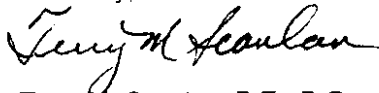
On behalf of Wilson Properties LP, this letter requests the following changes or clarification of the Conditions of Approval or Remarks for Permit No. 63-12092.

Condition No. 1. Proof of application of water to beneficial use shall be submitted on or before October 1, 2000. We request that this condition be changed to October 1, 2004. As currently written, this condition would require full development of the permit within less than one year. Foxtail would like to develop mitigation and associated increases in production rate over the next several years.

Condition No. 10. Approval of this right does not authorize the deepening or enlargement of the existing well or the drilling of a new well. We request that this condition be changed to eliminate the words "or enlargement". Foxtail understands that a second well or deepening of the first well will require an amendment to their permit. However, they should be allowed to abandon their existing 6-inch well and replace it with a larger well (i.e., 8-inch, 10-inch, or 12-inch casing) completed to the same depth. A larger well will allow Foxtail to pump at a higher rate as authorized by the permit.

If you have any questions, or require further clarification, please contact me at 383-4140.

Sincerely,



Terry M. Scanlan, P.E., P.G.
Engineer/Hydrogeologist

Cc: Charles Wilson
Tad Holloway
Mike Creamer

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Groundwater and Environmental Engineering

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Department of Water Resources

November 10, 1999

Shelley Walter Keen
Water Rights Supervisor
Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

Subject: Water Appropriation Application No. 63-12092 – Revised Mitigation Plan

Dear Shelley:

On behalf of Wilson Properties LP, thank you for your letter of October 18, 1999 regarding application 63-12092 and the associated mitigation plan. In order to proceed with processing of the permit, Wilson Properties proposes a revised mitigation plan. The new mitigation plan will consist of developing facilities to recharge groundwater on the property. The following steps are proposed.

1. A seepage test of the existing pond system will be conducted in November 1999 to determine pond seepage under existing conditions. The test will consist of filling the existing ponds to normal summer level, and then maintaining the full pond level by intermittently adding water from the well as needed. A flow meter on the well discharge will be used to determine the volume added. The test will be conducted for a two-week period. A rain gage will be monitored during the test period to determine any input from precipitation.
2. The existing pond system will be enlarged. The enlarged area of the pond will provide new mitigation. Mitigation will be estimated based on (1) the additional surface area of pond, (2) the number of days that the ponds hold water in any particular year, and (3) the previously measured seepage rate (inches of seepage per day per acre pond surface).
3. If enlarging the existing pond system does not provide adequate new mitigation to meet the supplemental irrigation needs at Foxtail, one or more new ponds will be excavated on the property. Water for the new pond(s) will be pumped from the existing ponds, either through the pressurized irrigation system or through a separate system. A totalizing flow meter will be used to measure flow into the new pond(s). Meter readings will be recorded on at least an annual basis. After the new pond(s) are initially filled, flow into the pond minus the pond evaporation (3 acre feet annually per acre of pond surface) will be considered to be mitigation water.
4. The amount of groundwater that can be pumped under 63-12092 shall be equal to (1) the calculated seepage rate from the existing ponds multiplied by the added surface area

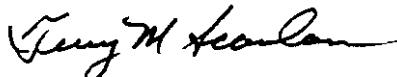
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gained by enlarging the existing ponds and (2) the amount of water metered into the new pond minus the annual pond evaporation.

5. All excavation will occur within the existing irrigation place of use. Since open water evaporation losses are similar to evapotranspiration from turf, there will be no significant increase in consumptive use associated with the ponds.
6. Upon completion of the new mitigation facilities, measurements and calculations will be provided for your review. If necessary, mitigation calculations will be made each year to verify that the mitigation is adequate. Example calculations are provided on the attached sheet.

The above plan should satisfy the requirements outlined in your letter. We therefore request that you issue the permit based on this mitigation plan. If you have any questions, or require further clarification, please contact me at 383-4140.

Sincerely,



Terry M. Scanlan, P.E., P.G.
Engineer/Hydrogeologist

Cc: Charles Wilson
Tad Holloway
Mike Creamer

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Example Mitigation Calculation (all numbers are assumed for example purposes only)

Mitigation from Enlarging Existing Ponds

Existing pond system area = 1.2 acres

Enlarged pond system area = 1.7 acres

Additional pond surface area = 1.7 acres – 1.2 acres = 0.5 acres

Measured seepage rate = 1.5 inches per day

Seepage period March 25 to November 10 (230 days)

Mitigation from pond enlargement = 230 days x 0.5 acres x 1.5 inches per day x 1 foot /12 inches
= 14.7 acre feet (4.8 million gallons)

Mitigation from New Pond

New pond area = 0.2 acres

Annual evaporation loss = 0.2 acres x 3 feet per acre = 0.6 acre feet

Water added (based on flow meter) = 9 acre feet

Mitigation from New Pond = 9 acre feet – 0.6 acre feet = 8.4 acre feet

Amount that can be pumped under permit 63-12092 in this example is 23.1 acre feet (i.e., 14.7 + 8.4)

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DEC 02 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 18, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WILSON PROPERTIES LP
1101 W RIVER ST STE 150
BOISE ID 83702

RE: Application to Appropriate Water No. 63-12092

Dear Applicant:

The Department of Water Resources is processing your application to establish a new ground water right for the irrigation of Foxtail Golf Course when your surface water is not available early and late in the irrigation season. Because you have offered to mitigate for your proposed diversions, your application is being processed despite a hold on new permits for irrigation in the Treasure Valley. The purpose of the processing hold is to preserve the status quo in the Treasure Valley, to the maximum extent possible, while IDWR and other entities, including local city and county governments, study the impacts of population growth on the groundwater resources in the valley.

Your mitigation plan proposes to offset your groundwater diversions by taking credit for allowing 23 acre feet of your surface water to seep into the ground after it is diverted to a series of existing ponds. This practice apparently has been occurring for approximately ten years. The general concept of causing surface water to seep to offset groundwater depletion is acceptable to IDWR as mitigation. However, taking credit for your *historic* practice to offset *new* depletion is inconsistent with the objectives of the processing hold. Therefore, to allow me to continue processing your application, you will need to submit a mitigation plan that offers new recharge to offset the new groundwater depletion proposed in your application. I have already spoken with your engineering consultant, Terry Scanlan, and he indicated that you should be able to offer new mitigation by enlarging your existing ponds or creating new ponds to increase the amount of water seeping into the ground.

Because you will be offering new mitigation, I see no reason to limit your application to 23 acre feet. Instead your permit, if ultimately approved, should authorize you to divert groundwater equal to the additional amount of water that you can cause to seep into the ground each year. Also, I see no reason to restrict your diversion rate to something less than 1.60 cfs, which is the amount identified on your application and in the public notice given for your application.

MICROFILMED

Wilson Properties LP
October 18, 1999
Page 2

I will resume processing your application as soon as I receive your revised mitigation proposal. If you have any questions, please contact me at 208-327-7946.

Respectfully,

A handwritten signature in cursive script, reading "Shelley Walter Keen".

Shelley Walter Keen
Water Rights Supervisor

CC: Terry Scanlan

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DEC 02 1999

RECEIVED

BOISE RANCH

Department of Water Resources

RECEIVED

JAN 11 2000

Department of Water Resources

1/5/2000

Norm Young
Dept. of Water Resources
1301 N. Orchard
Boise, ID 83709

RECEIVED

JAN 12 2000

WATER RESOURCES
DEPARTMENT

RE: Boise Ranch Golf Course, Inc. - Continuing Request for
Supplemental Well Permit.

Mr. Young:

Thank you for your patience. As you are aware, we have applied for a well permit to provide supplemental irrigation water prior to and after the normal irrigation season.

We anticipate that the spring pumping would begin no more than two weeks before the New York Canal water becomes available, usually around April 1st, and end after the fall canal water is shut off in October or until around October 25th.

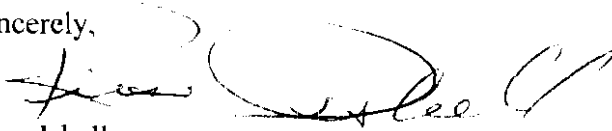
If we use the typical available canal water dates of April 10th through October 10th, we would need to pump about 100,000 gallons per day for twenty-five days, or about 2,500,000 gallons per year.

After consulting with the New York Irrigation District, we have determined that we are annually provided about 90 million gallons of water at our head gate. If we take away from that total about 10% loss through our above ground earth ditches and collection ponds, another 10% loss for evaporation, and about 5% absorption by the turf, we believe that we are putting about 75% of the 90 million gallons, or about 67.5 million gallons back into the ground.

Our pumping station records show that we actually pump about an average of 75 million gallons per year. Partly because a small amount of 10 Mile Creek water supplements our ditches in the late spring.

If you need further information or have any questions please contact me. We are looking forward to your approval.

Sincerely,

A handwritten signature in black ink, appearing to read "Russ Isbell", with a large, stylized flourish extending from the end of the name.

Russ Isbell
Press/Gen.Mgr.

570

MEMORANDUM

TO: FILE 63-12097 (BOISE RANCH GOLF COURSE)

FROM: NORM YOUNG *NY*

RE: REQUEST FOR PROCESSING

DATE: May 26, 1999

*check / Gorg S.
call if necessary*

In response to a request that the Department process application 63-12097, I called Richard Davis (208-495-2211). He indicated that the purpose of the well would be to provide early and late season water to supplement the New York Irrigation District water. He indicated that the golf course has several ponds that may be recharging the aquifer at least as much as the wells would deplete the aquifer. He will send a letter asking that the application be processed and provide information on the extent of use and the mitigation offered.

8/12/99

Checked with Russ Isbell to see if they had or were going to submit information on mitigation. He assured me they still planned to.

NY

LEGAL NOTICE**NOTICE OF APPLICATION FOR WATER RIGHT**

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

63-12094

FLERCHINGER, GERALD
FLERCHINGER, LYNNETTE
5876 HOLLILYNN
BOISE, ID 83709

Source: GROUNDWATER
Diversion Pt: NENESE Sec 7 T02N R02E in ADA County.
Use: IRRIGATION (0.100 CFS)
DOMESTIC (0.020 CFS)
Total Diversion: (0.120 CFS)

Date Filed: 1/21/1994

In: ADA County
T02N R02E S07 NESE
S08 NWSW

5.0 ACRES TOTAL

Water bearing zone to be appropriated is 262 to 275 feet.

63-12097
BOISE RANCH GOLF COURSE INC
RUSS ISBELL
6501 S CLOVERDALE RD
BOISE, ID 83709

Source: GROUNDWATER
Diversion Pt: LOT 2(NWNE) Sec 4 T02N R01E in ADA County.
Use: IRRIGATION (2.300 CFS)
Total Diversion: (2.300 CFS)

Date Filed: 1/26/1994

In: ADA County
T02N R01E S04 Lot 1(NENE) Lot 2(NWNE) SWNE SENE

115.0 ACRES TOTAL

Water bearing zone to be appropriated is 20 to 160 feet.

63-12108

ROGHANI, FOAD
ROGHANI, SUSAN
2298 PARKSIDE
BOISE, ID 83712

Source: GROUNDWATER
Diversion Pt: NWSE Sec 23 T04N R01W in ADA County.
Use: IRRIGATION (0.090 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.130 CFS)

Date Filed: 3/22/1994

In: ADA County
T04N R01W S23 NWSE

3.0 ACRES TOTAL

Water bearing zone to be appropriated is 90 to 120 feet.

63-12130

HARSHMAN, KENNETH C
12645 W ABLE DR
STAR, ID 83669

Source: GROUNDWATER
Diversion Pt: LOT 4(SWSW) Sec 31 T05N R01W in ADA County.
Use: IRRIGATION (0.110 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.110 CFS)

Date Filed: 6/6/1994

In: ADA County
T05N R01W S31 Lot 4(SWSW)

5.6 ACRES TOTAL

Water bearing zone to be appropriated is 300 to 350 feet.

63-12148

WEILER, WILLIAM H
WEILER, MARTHA T
425 ROOSTER DR
PO BOX 818
EAGLE, ID 83616-0818

Source: GROUNDWATER
Diversion Pt: NESW Sec 4 T04N R01E in ADA County.
Use: IRRIGATION (0.060 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.100 CFS)

Date Filed: 10/3/1994

In: ADA County
T04N R01E S04 NESW

2.0 ACRES TOTAL

Water bearing zone to be appropriated is 80 to 100 feet.

63-12154

SLEGER, ROGER R
575 E ROOSTER CT
EAGLE, ID 83616

Source: GROUNDWATER
Diversion Pt: SENW Sec 4 T04N R01E in ADA County.
Use: IRRIGATION (0.030 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.070 CFS)

Date Filed: 10/14/1994

In: ADA County
T04N R01E S04 SENW

1.3 ACRES TOTAL

Water bearing zone to be appropriated is 76 to 82 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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before OCTOBER 23, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

63-12097

BOISE RANCH GOLF COURSE INC
RUSS ISBELL
6501 S CLOVERDALE RD
BOISE, ID 83709

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 4 T 02N R 01E in ADA County.

Use: IRRIGATION (2.300 CFS)
Total Diversion: (2.300 CFS)

Date Filed: 1/26/1994

In: ADA County
T02N R01E S04 Lot 1(NENE) Lot 2(NWNE) SWNE SENE
115.0 ACRES TOTAL

Water bearing zone to be appropriated is 20 to 160 feet.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 19, 1995

**Distribution: Applicants Whose Water Right Applications Were Held
Without Action Under the Boise River Basin
Moratorium**

Dear Applicant:

As you might be aware, on May 3, 1995 the Director of the Department of Water Resources, Mr. R. Keith Higginson, signed an Amended Moratorium Order which provides for the processing of previously held applications within the Boise River Basin, with certain restrictions. Enclosed for your information is a copy of the Order.

As provided in the Order, this office will resume the processing of these applications in order of priority at a rate of 30 applications per month. Depending on how many applicants wish to proceed with development of their projects, the processing of the 338 presently-held applications could require as much as a year. To enable you to make an estimate as to when your application(s) will be processed, please be advised that 244 of the applications have priority (receipt) dates of 1992; 32 are dated 1993; 37 are dated 1994; and 25 are dated 1995.

As new applications are received, they are sorted into two groups. Those that would not have been held back under the moratorium are processed immediately. To assure fairness in processing, those that would have been held back under the moratorium, such as irrigation applications, are placed at the end of the moratorium processing line.

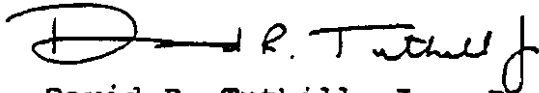
Note that the Order requires that all applications held under the moratorium will be advertised (or re-advertised if previously advertised), in order to enable neighboring water users to examine the proposed uses in view of water availability information gained during recent drought years. There will be no additional charge to the applicants for this process. For applications that propose use of ground water, the advertisement must include an indication of the depth interval from which the applicant proposes to withdraw water.

Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your water right application(s).

In case you no longer intend to develop a water use as described on an application, please complete and return the enclosed Withdrawal Form. Because of the time and effort already devoted to researching water availability in the Boise River basin, the Department will not be able to provide refunds of fees for applications that are withdrawn.

If you have questions about this process, or if you need assistance in completing the response form, please feel free to contact this office at (208) 334-2190. Response forms received no later than May 31, 1995, will be used in compiling the applications that will be advertised during June.

Sincerely,



David R. Tuthill, Jr., P. E.
Manager, Western Region Office

Enclosures

Amended Moratorium Order
Profile Report(s)
Response Form(s)
Application Withdrawal Form(s)

RECEIVED

JUN 06 1995

RESPONSE FORM

WATER RESOURCES
WESTERN REGION

Boise River Basin Moratorium Application

Name of Applicant: Boyer Ranch Golf Course Inc.

Address: 6501 S Cloverdale Rd
Boise, Idaho 83729

Water Right No.: WR 5849WD #63 12097

Do you wish to proceed with development of the
water right as proposed in the application?

X Yes No

(If the response is no, please complete
and return the enclosed withdrawal form.)

The source of water that you propose to
appropriate is ground water, what aquifer
level do you propose to develop to obtain water?

24 ft to 166 ft
to ground surface
with hole
capacity

Signature: Russ Isbell

Printed Name: Russ Isbell

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 31, 1994

Boise Ranch Golf Course Inc
Russ Isbell
6501 S Cloverdale Rd
Boise ID 83709

RE: Application for Permit 63-12097

Dear Applicant:

The above application for permit to appropriate irrigation water from a ground water source was received 1/26/1994.

Due to continued drought and the need to protect existing water rights and water supplies, the Director of this agency declared a moratorium on 5/15/92 concerning water right applications proposing new consumptive uses of public water. The moratorium has been lifted in some areas of the state, but remains in place for the Boise River Basin. We will not be able to process your application at this time. Delays related to department decisions do not affect the date of priority or seniority of your application.

This office will continue to hold your application pending future developments in the water supply situation and will inform you of any changes. If you have any questions, please feel free to contact me at 334-2190.

Sincerely,

Lori A. Graves
Sr. Water Resource Agent