

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, April 24, 2008 11:44 AM
To: cvonborstel@postregister.com
Subject: Legal Notice
Attachments: 63-32573 Cover Letter Post Register.RTF; 63-32573 Ad.doc

Please run the attached legal notice as requested. Please contact me as soon as possible, if you are unable to run the ad on the dates requested.

Thank you,

Denise Buffington
Idaho Department of Water Resources
Western Region

4/24/2008

April 24, 2008

Legal Notice Department
POST-REGISTER
PO BOX 1800
IDAHO FALLS ID 83402

RE: Application for Permit No. 63-32573

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 05/19/2008. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

APPLICATION FOR NEW WATER RIGHT

M3 Eagle LLC of 533 E Riverside DR, STE 110, Eagle ID 83616 filed the following application to appropriate the public waters of the State of Idaho in the Eagle Foothills north of Eagle between Hwy 16 and Hwy 55, Ada County:

Application 63-32573 filed on 11/21/2006 for 23.18 cfs and 1836 af of storage from ground water for year around municipal use for a planned community. Ground water will be provided from 12 existing wells and up to 15 proposed wells with a water bearing zone from 200 to 650 feet. Major storage will include mostly excavated ponds (no dams) not seeking to capture surface water. Minor storage will involve storage tanks. The applicant seeks a municipal right for reasonably anticipated future needs within its service area for a 30 year planning horizon defined in Sec 42-202B, Idaho Code. The project will include about 7,100 dwelling units, plus parks, businesses, schools, golf courses, community amenities, open spaces and so forth. Water conservation, water treatment and water re-use features are anticipated. The applicant anticipates the property will eventually be annexed by the City of Eagle. The area includes some existing water rights to be held and used by the applicant (existing irrigation etc.). The site covers about 6,000 acres within T5N, R1E, Sections 7, 15, 17-22 and T5N, R1W, Sections 10-15, 21-24, 26-28, 33.

The permit will be subject to all prior water rights. For specific details regarding the applications, please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov with detail provided under "new water right applications". Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against approval of the application(s) must be filed with IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before May 19, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on May 1st & 8th, 2008
In the Idaho Statesman, Post
Register, Lewiston Morning Tribune
and Times News