



March 4, 2006

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

Subject: Application for Permit and Application for Transfer – Tuscany Hills, LLC

Dear Steve:

On behalf of Tuscany Hills, LLC, I have enclosed one Application for Permit and one Application for Transfer associated with the proposed Tuscany Hills subdivision project in Canyon County. Tuscany Hills proposes development of 140 residential lots within a 145.5-acre development area. A public water system is proposed to supply fire protection and domestic water to the residential lots. Depending on available ground water quality, irrigation will be supplied either through the public water system or through a separate non-potable pressurized irrigation system.

The property currently has appurtenant irrigation water rights 63-31799 and 63-31801 authorizing irrigation of 95.1 acres within a 144-acre permissible place of use. Authorized diversion rate is 1.02 cfs from groundwater sources. Annual diversion volume is 428 acre feet.

The transfer application proposes to change the point of diversion of the water rights to a maximum of three new wells in the NWSW Section 11, T2N, R3W. Depending on water quality, all three wells might also be part of the proposed public water system to serve the project. The transfer also proposes to modify the permissible place of use slightly, increasing it from 144 acres to 145.5 acres.

Idaho Department of Environmental Quality will require a diversion rate capacity of 2.20 cfs to serve the domestic and irrigation requirements for this project. We anticipate that 1.02 cfs of this diversion rate requirement will be satisfied by the existing irrigation water rights. The 1.18 cfs balance is sought by the Application for Permit. The Application for Permit also seeks 3.34 cfs (1500 gpm) for fire protection purposes. Points of diversion will be the same three wells as described in the Application for Transfer.

A check for \$700 is enclosed for filing fees, consisting of \$290 for the Application for Transfer and \$410 for the Application for Permit.

We understand that processing of transfer applications is being delayed until completion of adjudication recommendation and objection periods in Basin 63. We do not anticipate that a delay in the transfer processing will cause a problem for our project. However, we also understand that processing of permits will be slowed due to water right staff being assigned adjudication workload. A delay in processing of this application will have a significant financial impact on the applicant. Therefore, we respectfully request that this application be expedited.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry M. Scanlan". The signature is fluid and cursive, with a long horizontal stroke at the end.

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

Cc: Todd Hill – Tuscan Hills, LLC  
Rita Earl – Earl Mason & Stanfield