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WATER RESOURCES  
WESTERN REGION

February 6, 2007

Idaho Department of Water Resources  
Western Regional Office  
2735 Airport Way  
Boise, ID 83705-5082

Attention: Steve Lester

*Subject: Eaglefield, LLC Application for Permit and Middleton Irrigation Association's  
corresponding Transfer Application*

Dear Mr. Lester,

On behalf of our client, Eaglefield, LLC, we are pleased to submit the enclosed application for a water right permit associated with a subdivision near Eagle in Ada County. The proposed water use includes diversion of ground water for aesthetic storage and aesthetic from storage in several excavated ponds. The ponds will have a total surface area of 3.5 acres, storage capacity of 35 acre-feet, maximum depth of 35 feet, and water bearing zone of 0 to 35 feet. The deeper, lower-elevation ponds will naturally remain full year-around due to intercepting the high ground water table; some higher elevation and/or shallower ponds may be lined. During the irrigation season, some ponds will receive surface water delivered by Middleton Irrigation Association. These ponds will provide daily (24-hour) irrigation storage and a pumping station will divert this irrigation water into a pressurized irrigation system serving the subdivision. Peter Harris, authorized agent for Eaglefield, LLC, signed the permit application.

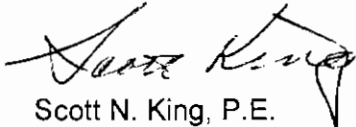
Consumptive use associated with 3.5 acres of pond surface evaporation will be offset with the enclosed corresponding transfer on Middleton Irrigation Association's water right. This application proposes changing a 0.07 cfs / 3.5 acre portion of water right 63-198AC from irrigation to ground water recharge. Ground water recharge will occur in ponds 2, 3, 4A, and 4D (see enclosed Figure 1). Copies of Middleton Irrigation Association Share Certificates 1129 and 1149 representing 93.02 shares owned by Eaglefield, LLC are enclosed. Gary Olson, President for Middleton Irrigation Association, Inc., signed the transfer application.

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A check for \$350 is enclosed to the cover filing fees for these applications (\$250 for the permit and \$100 for the transfer). If you have any questions or requests for additional information, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott N. King". The signature is fluid and cursive, with a large, stylized "K" at the end.

Scott N. King, P.E.  
Project Manager

cc: Peter Harris, Eaglefield LLD  
Jerry Kiser, Attorney for Middleton Irrigation Association

File: 421.0010