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WATER RESOURCES
WESTERN REGION

Ident. No. 63-32423 12/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant JMM Dry Creek, LLC Phone (702) 851-3999
Mailing address 2301 N Akard #200 Dallas, Texas 75201

2. Source of water supply Ground water which is a tributary of NA

3. Location of point of diversion is Township 05N Range 01E Sec. 36, in the _____ 1/4,
NE 1/4, NE 1/4, Govt. Lot _____, B.M., Ada County;
additional points of diversion if any: T05N R01E, Section 36, NE 1/4 NE 1/4

4. Water will be used for the following purposes:

- Amount 5 cfs for Municipal purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 5.0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source One or two new municipal wells will be drilled.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
- c. Proposed well diameter is 18 inches; proposed depth of well is 300 feet
- d. Is ground water with a temperature of greater than 85°F being sought? No
- e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. Dry Creek Ranch Planned Community
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	25			M	M					M	M	M	M	M	M	M	M	
		35	M	M	M	M					M			M	M	M	M	M	
		36	M	M	M	M	M	M	M	M					M	M	M	M	
05N	02E	30										M							
04N	01E	1						M											
		2	M	M			M												

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11.a. Who owns the property at the point of diversion? JMM Dry Creek, LLC

b. Who owns the land to be irrigated or place of use? JMM Dry Creek, LLC

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

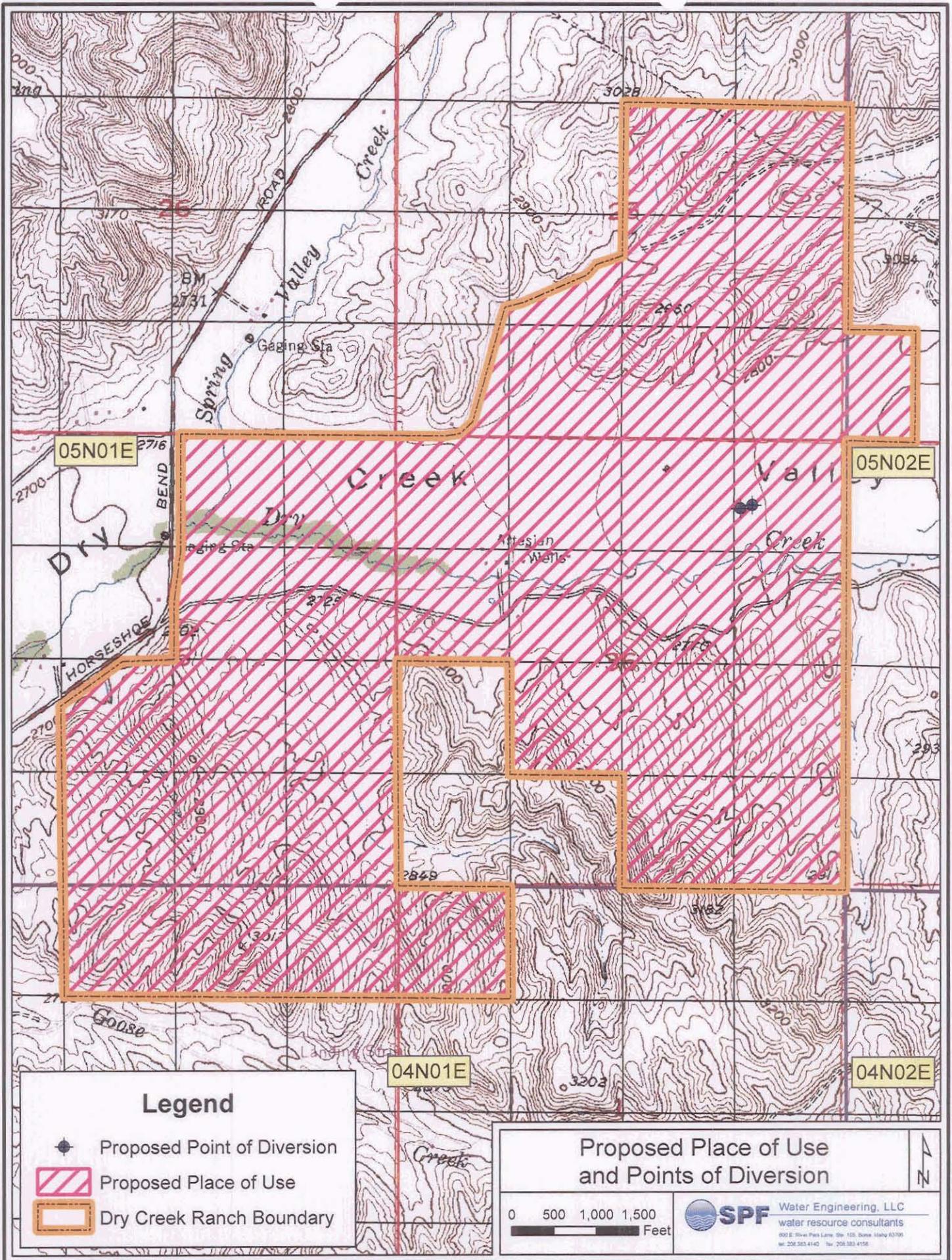
12. Remarks: Diversion rates and volume not to exceed 7.84 cfs and 1764 afa in combination with water rights 63-7123, 63-4086B, 63-17454, 63-4023B, and 63-2535. Water-bearing zone to be appropriated is 100 to 300 feet. Place of use will be the Dry Creek Planned Community.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Richard L. Tettamant, Manager
Signature of Applicant (and title, if applicable)

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