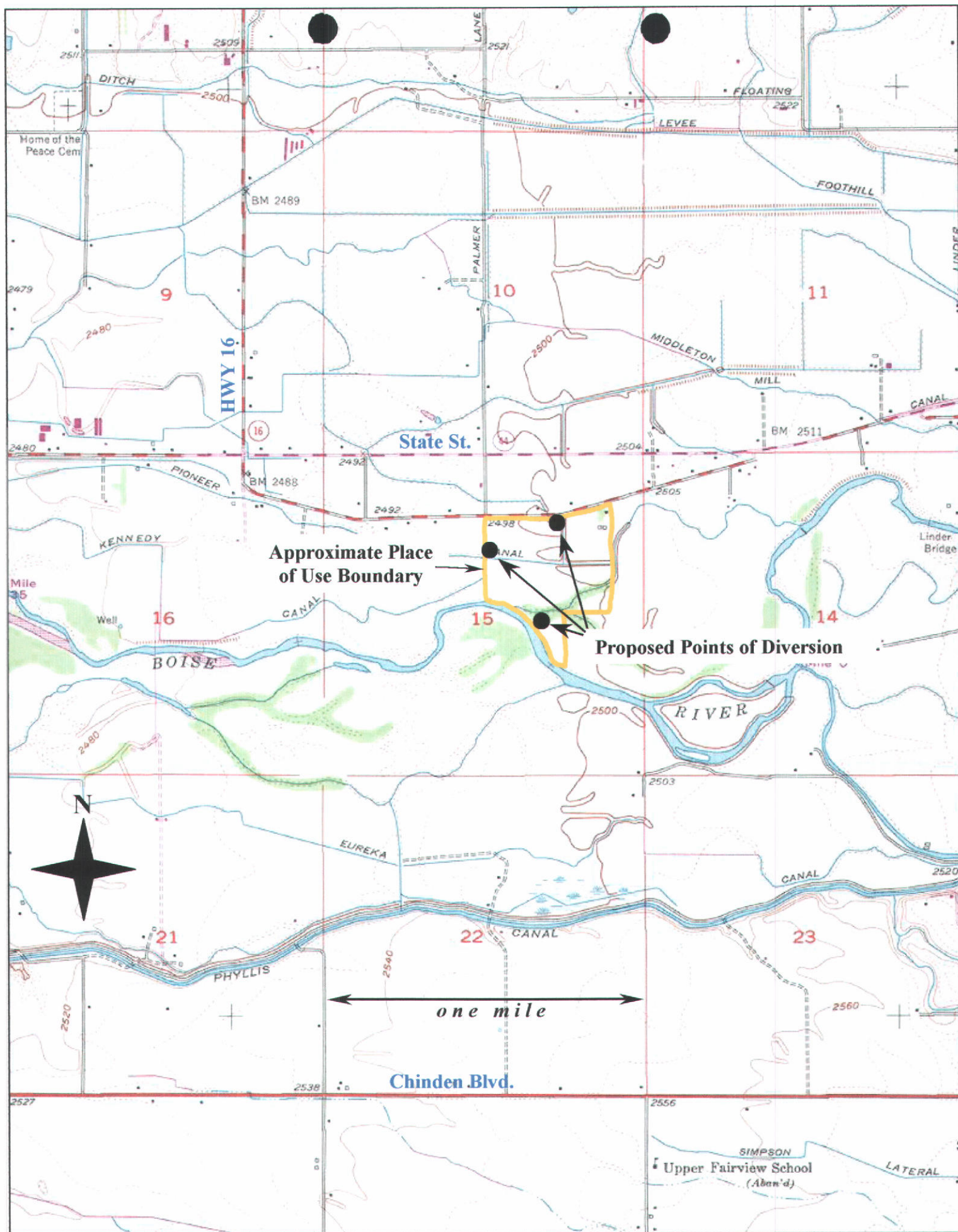




T4N
R1W

S15

(Gov't 2 in NWSE)

MICROFILMED

JUN 05 2003

STATE HIGHWAY 44

PALMER LANE

MOON VALLEY ROAD

PIONEER CANAL

PROPOSED

PROPOSED
POND 3
55,981 SF
16,905 CY

POND 4
57,220 SF
20,630 CY

PROPOSED
POND 2
129,816 SF
65,787 CY

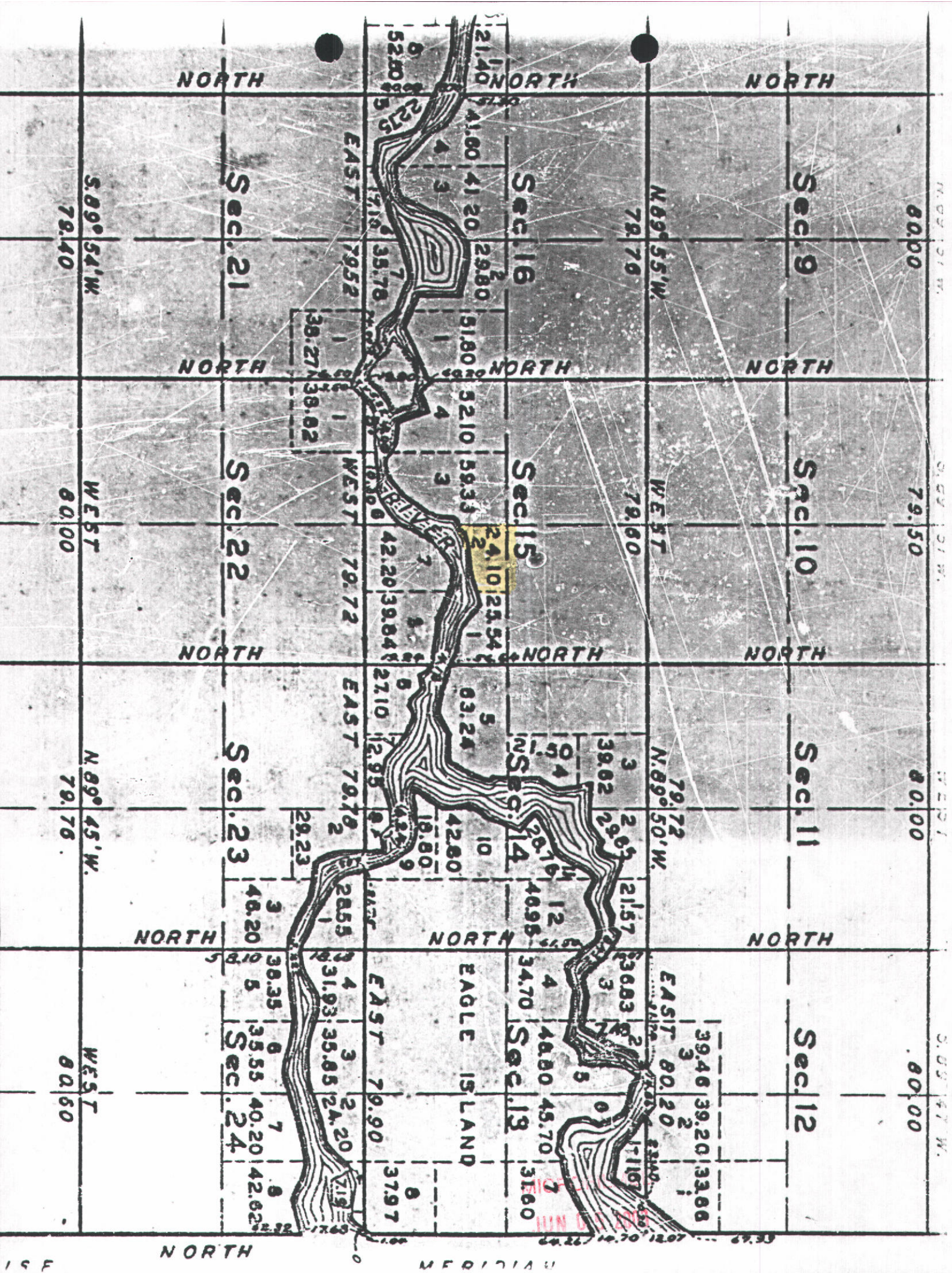
PROPOSED
POND 1
688,759 SF
386,434 CY

BLOCK 1

BLOCK 1

RR

MICROFILMED
JUN 05 2003



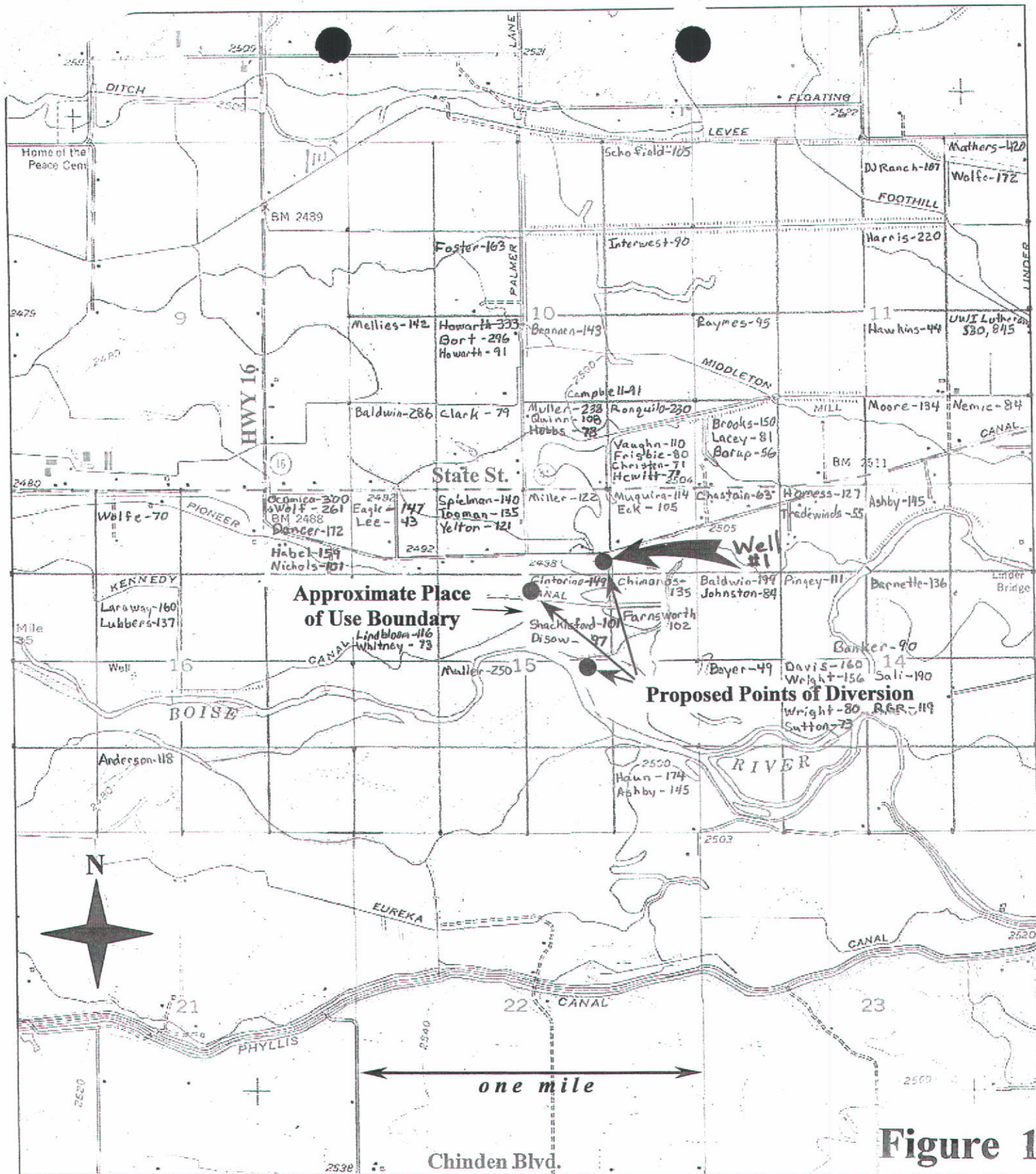


Figure - 1. Location map of selected wells near the Rivervine Subdivision. Wells are plotted to the nearest $\frac{1}{4}$, $\frac{1}{4}$ section by name followed by total depth of the well. Owing to space consideration, the five deepest wells are plotted in each $\frac{1}{4}$, $\frac{1}{4}$ section. If less than five wells exist in a 40-acre tract, then the wells plotted are the only wells listed. Some well logs may be missing and some may be mislocated. USGS $7\frac{1}{2}$ - minute maps used for base map.

JUN 02 2004

STATE HIGHWAY 44

Honalee Sub.
Block 1
Lots 1 and 2

Honalee Sub.
Block 1

MOON VALLEY ROAD

Riverine Sub.
As Sect. 1 numbered

PIONEER CANAL

all block

PROPOSED
POND 1
688,759 SF
386,434 CY

PROPOSED
POND 3
55,981 SF
16,905 CY

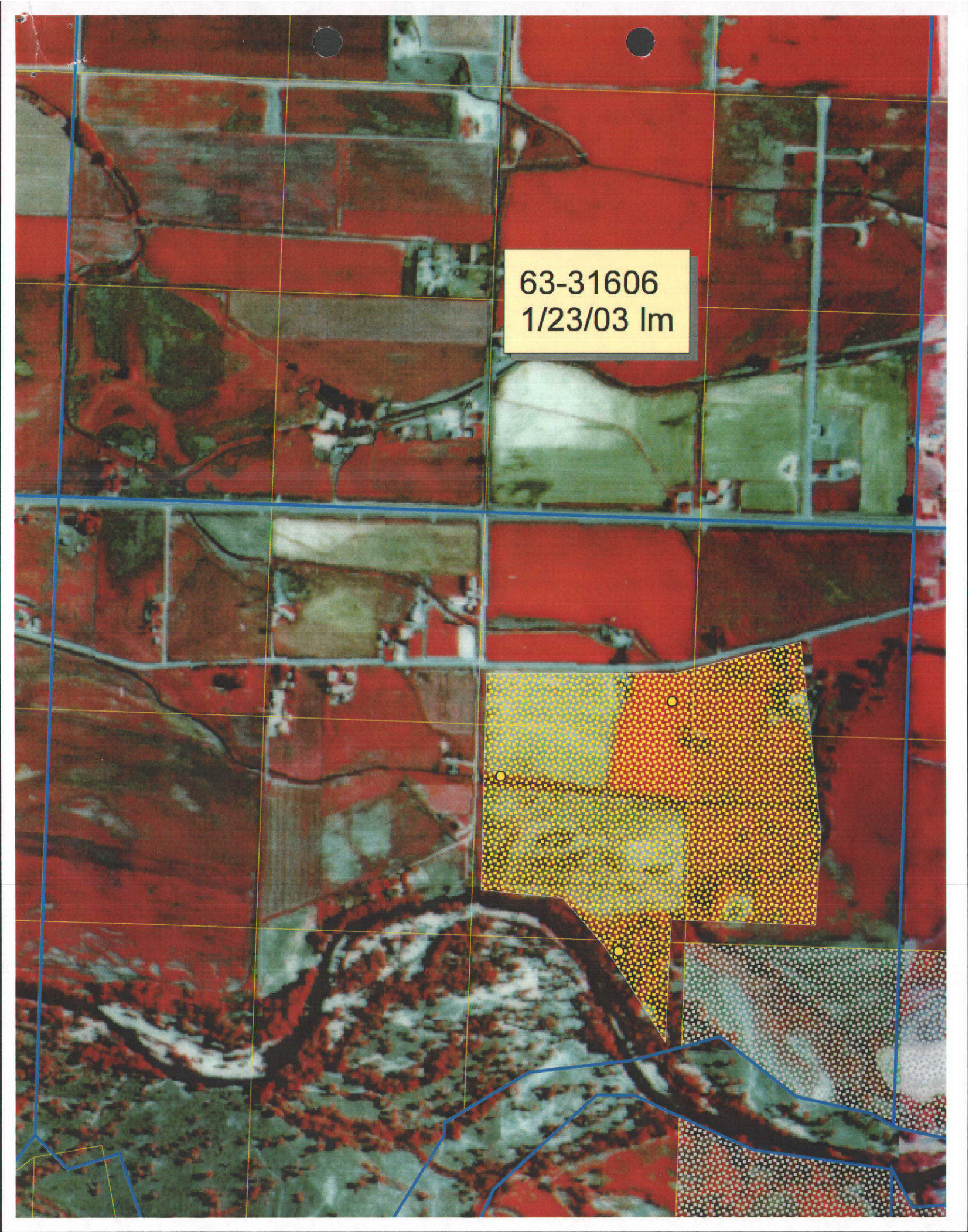
PROPOSED
POND 4
57,220 SF
20,630 CY

PROPOSED
POND 2
129,816 SF
65,787 CY

Boise

RIVER

MICROFILMED
JUN 0 5 2003

An aerial photograph of a rural landscape, likely agricultural land, with a grid overlay. The grid consists of blue lines forming a large rectangle and yellow lines forming a smaller rectangle within it. A yellow rectangular label with black text is positioned in the upper right quadrant. A large, irregularly shaped area in the lower right quadrant is filled with a yellow and orange dotted pattern. A blue line, possibly a road or boundary, runs diagonally across the bottom right corner. The landscape features various shades of red, brown, and green, indicating different types of land use or vegetation.

63-31606
1/23/03 Im

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31606

Priority: December 23, 2002

Maximum Diversion Rate: 0.36 CFS

This is to certify, that CASTLE ROCK DEVELOPMENT INC
1639 LAKEMOOR WAY
EAGLE ID 83616

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.36 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Twp 04N, Rge 01W, B.M., ADA County
GROUND WATER SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Twp 04N, Rge 01W, B.M., ADA County
GROUND WATER L2 (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 15, Twp 04N, Rge 01W, B.M., ADA County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 15	X	X	X	X										X			L 2

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2008**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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.
5. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
6. The right holder shall make full use of all appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

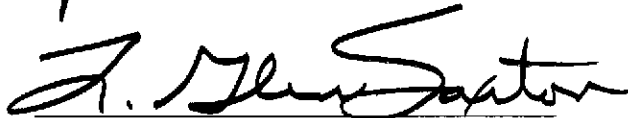
MICROFILMED

JUN 05 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-31606

9. 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.
10. Point of diversion is located within Block 1, Rivervine Subdivision.
11. Place of use is located within Block 1, Lots 2, 4, 6, 8, 10, 12, 13, 14, 15, 16, and 17, and five un-numbered lots in Rivervine Subdivision, and Block 1, Lots 1 and 2 in Honalee Subdivision.
12. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
13. Domestic use is for 18 homes.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 25th day of April, 2003.


KARL J DREHER, Director
for

MICROFILMED
JUN 05 2003

RECEIVED

FEB 28 2003

Form 202
2/96Ident. No. 63-31606

Department of Water Resources

RECEIVED

JAN 17 2003

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

** Please direct all inquiries to Ed Squires at 342-8369*

1. Name of applicant Castle Rock Development, Inc. Phone 938-4845
 Mailing address 1639 Lakemoor Way, Eagle, Idaho 83616

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is Township 4N, Range 1W, Sec. 15, in the SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot. 2 (NW SE), B.M., Ada County;
 additional points of diversion if any: NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 15, T4N, R1W, and NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 15, T4N, R1W.

4. Water will be used for the following purposes:

Amount .36 cfs for Domestic in-house purposes from Jan. 1 to Dec. 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.36 cfs 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 Groundwater well tapping confined aquifer.
Deep well turbine pump discharging to a pressurized integrated distribution system throughout subdivision.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet

c. Proposed well diameter is 10-to-12 inches inches; proposed depth of well is 150-to-450 feet feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? N/A; Drilling firm To be bid, drilling firm not yet under contract;
 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 five (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. _____
 d. Domestic; show number of households. 18 homes at build out of subdivision
 e. Other; describe fully. Subdivision common areas, residential yard space, and landscaping will be irrigated with surface water. Domestic irrigation use is supplemental only for use when surface water is curtailed or unavailable.

MICROFILMED

JUN 9 5 2003

9. Description of place of use:

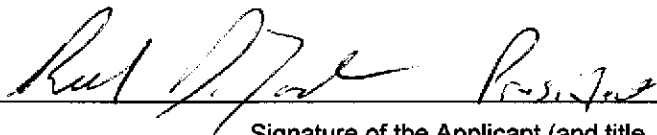
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			D	D	D	D										D			

Total number of acres to be irrigated N/A.

10. Describe any other water rights used for the same purpose as described above. Applicant owns 42 shares of Middleton Mill Ditch Company water rights which will be used for irrigation purposes for subdivision lots & common areas.
11. a. Who owns the property at the point of diversion? Castle Rock Development, Inc.
- b. Who owns the land to be irrigated or place of use? Castle Rock Development, Inc.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Applicant owns the land at this time but subdivision lots will be sold as land is developed.
12. Remarks: Domestic water rights are sought for in-house use and individual home supplemental irrigation use for a maximum of 18 lots in the Rivervine Subdivision. Lot irrigation from groundwater would only occur if and when surface water was not available during irrigation season.
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2 "x 11" 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.



Signature of the Applicant (and title, if applicable)

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Received by _____ # _____ Date _____
 Publication prepared by _____ Date _____ Published in THE IDAHO STATESMAN
 Publication approved _____ Date _____

MICROFILMED

JUN 05 2003

RECEIVED

DEC 23 2002

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

** Please direct all inquiries to Ed Squires at 342-8369*

1. Name of applicant Castle Rock Development, Inc. Phone 938-4845
Mailing address 1639 Lakemoor Way, Eagle, Idaho 83616

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is Township 4N, Range 1W, Sec. 15, in the SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot. _____, B.M., Ada County;
additional points of diversion if any: NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 15, T4N, R1W, and NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 15, T4N, R1W, 62

4. Water will be used for the following purposes:

Amount .18 cfs for Domestic in-house purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .18 cfs for Supplemental irrigation purposes from Mar 15 to Nov. 15 (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) 0.36 cfs 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 Groundwater well tapping confined aquifer.
Deep well turbine pump discharging to a pressurized integrated distribution system throughout subdivision.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is 10-to-12 inches inches; proposed depth of well is 150-to-450 feet feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? N/A; Drilling firm To be bid, drilling firm not yet under contract;
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 five (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. _____

d. Domestic; show number of households. 18 homes at build out of subdivision

e. Other; describe fully. Subdivision common areas, residential yard space, and landscaping will be irrigated with surface water. Domestic irrigation use is supplemental only for use when surface water is curtailed or unavailable.

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	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			D	D	D	D										D			

Total number of acres to be irrigated N/A10. Describe any other water rights used for the same purpose as described above. Applicant owns 42 shares of Middleton Mill Ditch Company water rights which will be used for irrigation purposes for subdivision lots & common areas.11. a. Who owns the property at the point of diversion? Castle Rock Development, Inc.b. Who owns the land to be irrigated or place of use? Castle Rock Development, Inc.c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Applicant owns the land at this time but subdivision lots will be sold as land is developed.12. Remarks: Domestic water rights are sought for in-house use and individual home supplemental irrigation use for a maximum of 18 lots in the Rivervine Subdivision. Lot irrigation from groundwater would only occur if and when surface water was not available during irrigation season.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2 "x 11" 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.

Paul D. H. - President
 Signature of the Applicant (and title, if applicable)

Received by KG Date 12/23/02 Time 9:53 Preliminary check by _____
 Fee \$ 250.00 Receipted by KG # W029941 Date 12/23/02
 Publication prepared by AT Date 2-6-13-03 Published in _____
 Publication approved AT Date 2-24-03 **THE IDAHO STATESMAN**

MICROFILMED
 JUN 5 2003

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant Castle Rock Development, Inc.
Mailing Address 1639 Lakemoor Way
Eagle, Idaho 83616
Application No. _____
(if known)

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

XX WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Ken J. [Signature] - President

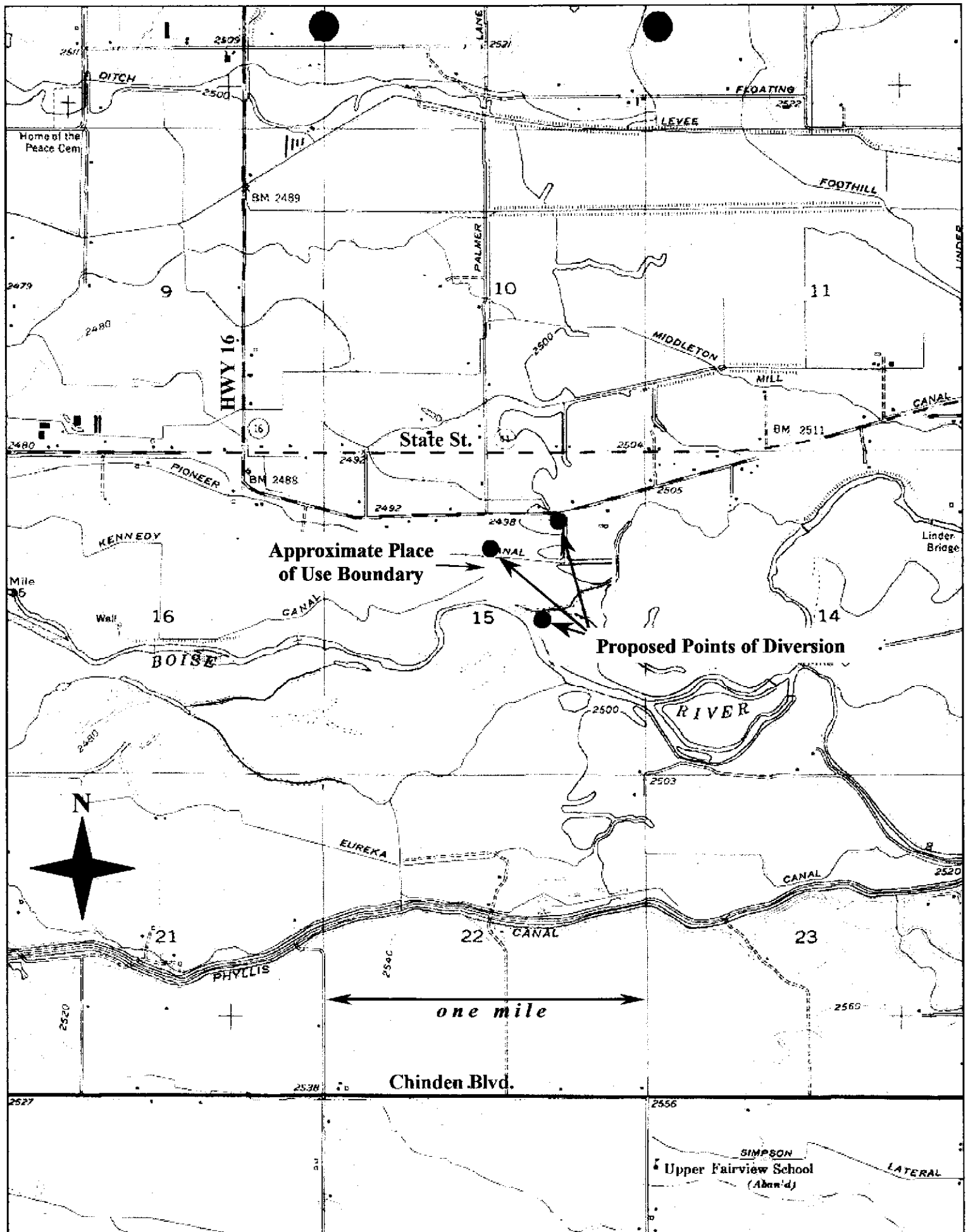
Date

Please return this form to:

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

MICROFILMED

JUN 15 2001



T4N
R1W

S15

(Gov't 2 in NWSE)

MICROFILMED

JUN 9 5 2002

STATE HIGHWAY 44

PALMER LANE

MOON VALLEY ROAD

PIONEER CANAL

PROPOSED
POND 3
55,981 SF
16,905 CY

PROPOSED

POND 4
57,220 SF
20,630 CY

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PROPOSED
POND 1
688,759 SF
386,434 CY

MICRO LEVEL
JUN 5 2003

Castle Rock Development, Inc.

Corporate Officers

December 23, 2002

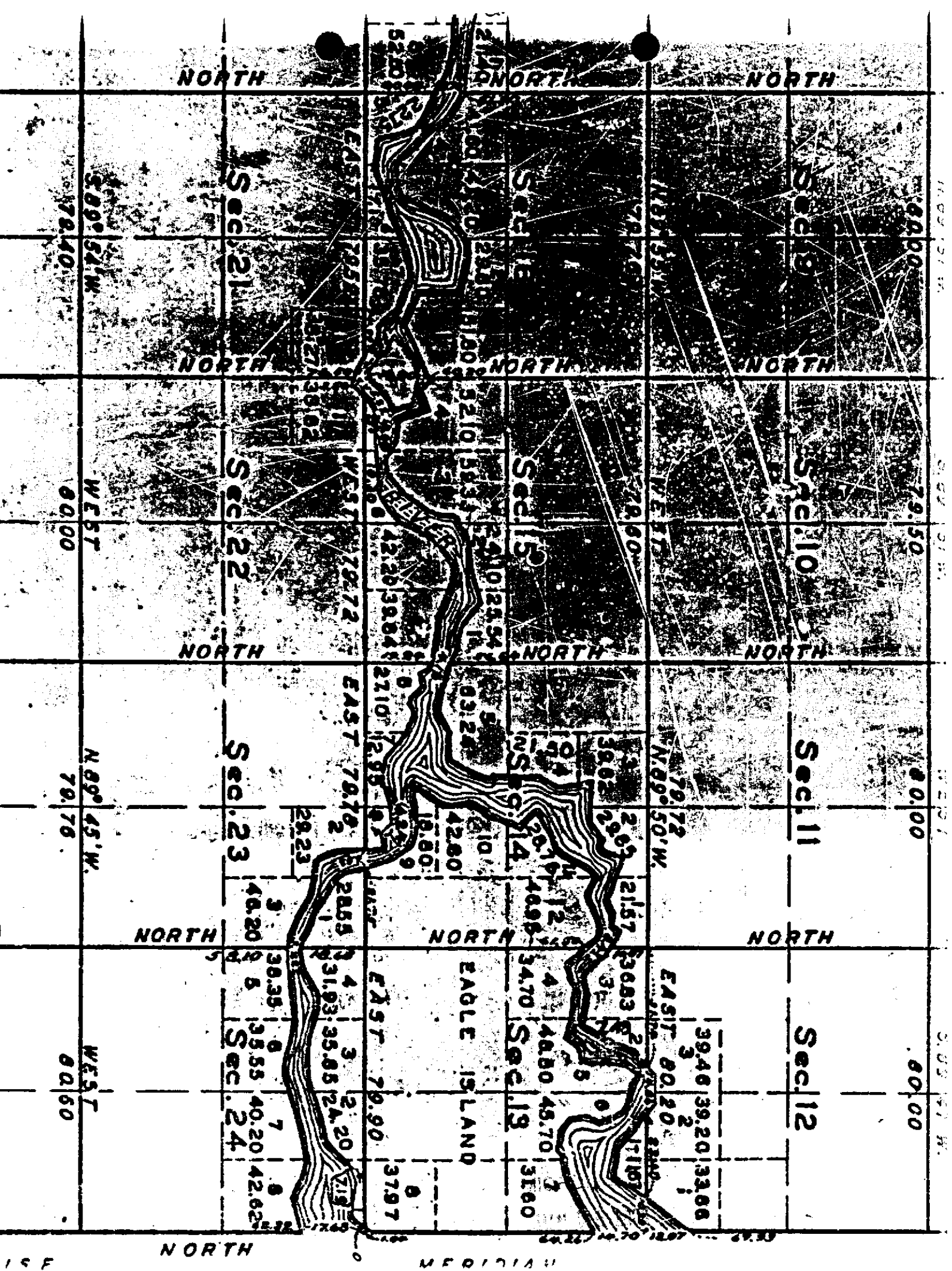
President: **Reed DeMordaunt**

Secretary: **Gayann DeMordaunt**

Address: **1639 Lakemoor Way**
 Eagle, ID 83616
 (208) 938-4845

MICAC: 12/23/02

12/23/02



December 22, 2002

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

DEC 23 2002

WATER RESOURCES
WESTERN REGION

Dear Steve:

Under this cover, and on behalf of my client Mr. Reed DeMordaunt of Castle Rock Development, Inc., I submit an Application for Permit (to appropriate the waters of the State of Idaho) for domestic use for 18 homes in the Rivervine Subdivision in west Boise.

The Application consists of the following parts:

- 1) The Application for Permit signed by the Applicant.
- 2) A topographic map showing the proposed Place of Use and Points of Diversion.
- 3) A signed Request to Process form.
- 4) A listing of the Castle Rock Development, Inc. corporate officers.

Few deep wells have been drilled in the local area and, therefore, little is known about the sub-surface section below about 200 feet. We intend to construct wells which are deep enough to be protected from land use activities and unsealed older wells by naturally protective clay strata within the basin sediments. Because of the "discovery" drilling environment we will be operating in, we propose a water-bearing zone of 150-to-450 feet below land surface. This will allow us enough flexibility to complete the wells, according to IDWR Rules, without having to amend the application later (by proposing a more defined completion interval). We expect artesian flowing conditions and intend to construct the wells with "full-depth" surface seals (from the surface to the top of the aquifer) using mud-rotary drilling techniques to protect the subdivision's water supply.

It is our understanding that you have been working with Mat Weaver of CSHQA with respect to the Subdivision's proposed use of Middleton Mill Ditch Company water shares for irrigation water supply.

It is our intention and hope that you find this application complete and straightforward to expedite its processing without delay. Please let me know if you have any questions or if you require additional information.

Sincerely,

Ed Squires



c: Reed DeMordaunt, Castle Rock Development, Inc.
Mat Weaver, CSHQA

MICROFILMED

JUN 14 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2004

ED SQUIRES
HYDRO LOGIC INC
1002 W FRANKLIN ST
BOISE ID 83702

RE: Water-Bearing Zone for Permit No. 63-31606

Dear Ed:

In response to your request to deviate from the water-bearing zone of 150 to 450 ft. below ground surface described on application no. 63-31606, IDWR finds that the change is acceptable without filing an application to amend the permit. The change you have proposed -- diverting from a water-bearing zone of 85 to 120 feet below ground surface -- is not a "substantial change" to the proposed method of diverting water, and it is not likely to interfere with the ability of other ground water users to pump water from their wells. Please note that the well drilling permit issued by IDWR may have additional limitations.

If you have any questions, please call me at 208-327-7946, or email me at skeen@idwr.state.id.us.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

Copy: Rob Whitney, IDWR Western Region

MICROFILMED

JUN 02 2004

April 22, 2004

Mr. Shelley W. Keen
Water Rights Supervisor
Idaho Department of Water Resources
Water Allocation Bureau
1301 North Orchard Street
Boise, Idaho 83720

RECEIVED

APR 27 2004

Department of Water Resources

Re: Water right Permit No. 63-31606 in the name of the Castle Rock Development, Inc.

Dear Shelley:

Thank you for taking the time to discuss with me proposed changes to the water-bearing zone to be appropriated by Water Right No. 63-31606. Under the original application for permit, a water bearing zone to be appropriated of 150-to-450 feet was estimated. We have now drilled the well to 190 feet below ground level. Analysis of the drill-cuttings and geophysical logs show a good aquifer zone between 90 and 120 feet below ground (Figure 1). Below this sand aquifer, to a depth of 190 feet, there is not adequate water-bearing sand section to complete the water well at the desired yield. The target aquifer is separated from shallow groundwater and surface water by a 15-foot thick low-permeability clay layer between 60-to-75 feet below ground. This piezometric head in this aquifer is such that the well flows at ground level; under confining conditions. With this letter, I am requesting permission to complete the new well between 85 and 120 feet below land surface.

Evaluation of other adjacent wells:

State of Idaho Driller's Reports for Sections 10, 11, 14, 15, and 16 of T4N, R1W were obtained from IDWR files and reviewed. Copies of the reports are not included herein but are available on request. The wells are plotted with respect to location and depth on Figure 2. The 78 driller's logs from these five sections represent all of the recorded wells within approximately one mile of the well site. Of the 78 wells, 56 are less than 150 feet deep, 18 wells are between 150 and 300 feet deep, and 4 wells are greater than 300 feet deep. Seventy-three of the wells are 6-inch diameter or less and 5 wells are either 8-inch or 10-inch diameter. Sixty-nine wells are listed for domestic use, 7 wells are used for irrigation/stock purposes, and 2 wells are listed for testing purposes. These two test wells were drilled by UWID for exploration purposes in the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of Section 11. The four deepest wells (> 300 feet) within the five sections are the two UWID test wells (980 and 540 feet), an irrigation well in Section 11 (420 feet), and a domestic well in Section 10 (313 feet). A flowing artesian, 6" diameter well, tagged at 85 feet deep exists within 250 feet of the proposed Rivervine #1 supply well. This well is owned by Castle Rock Development, Inc.

Based upon previous experience with drilling, hydraulic testing, and water quality sampling of deeper public water supply wells in the Boise River Basin, it is considered highly unlikely that the relatively small water appropriation proposed for the Rivervine Subdivision would cause water-level interference effects to any existing wells in the area. Indeed, owing to the surface water irrigation provisions, the subdivision well will withdraw less groundwater than if each of the 18 proposed homes were to drill its own domestic supply well. No large-bore

municipal production wells currently exist within one mile of the proposed well lot. None of the reviewed wells were drilled for injection purposes and there are presently no known aquifer recharge projects in existence or planned for the general area. Keep in mind that, as this rapidly growing area has developed, many of the original plotted domestic wells are no longer used and many are probably not in existence. The existing domestic flowing artesian well on the Rivervine Subdivision will, likewise, be properly abandoned once the new well is on line.

Water levels are high in this area with flowing artesian conditions prevalent even in the shallowest confined aquifers. The confined nature (above ground artesian pressure head) of the wells in this area of the Valley are indicative of some degree of separation between the shallow water-table aquifer and surface waters which are everywhere present in the area.

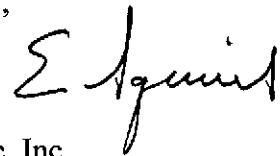
The closest well to the proposed Rivervine #1 well, the flowing artesian well owned by Castle Rock Development, Inc. and described above, has been preserved as a monitoring well. The artesian pressure in this well will be observed during the testing of the proposed Rivervine well to evaluate for potential interference effects as it is completed into the top of the target aquifer zone.

I hope this has provided the Department with the information necessary to determine the best way to proceed with Castle Rock Development, Inc.'s water right permit. Obviously, and because the drilling contractor is set up over the well at this time, it is our hope that this is not a significant enough change to require re-advertisement of the water right. Please let me know of your decision.

Please contact me at 342-8369 at your earliest convenience. Thank you.

Respectfully,

Ed Squires
Hydro Logic, Inc.



c: Reed DeMordaunt, Castle Rock Development

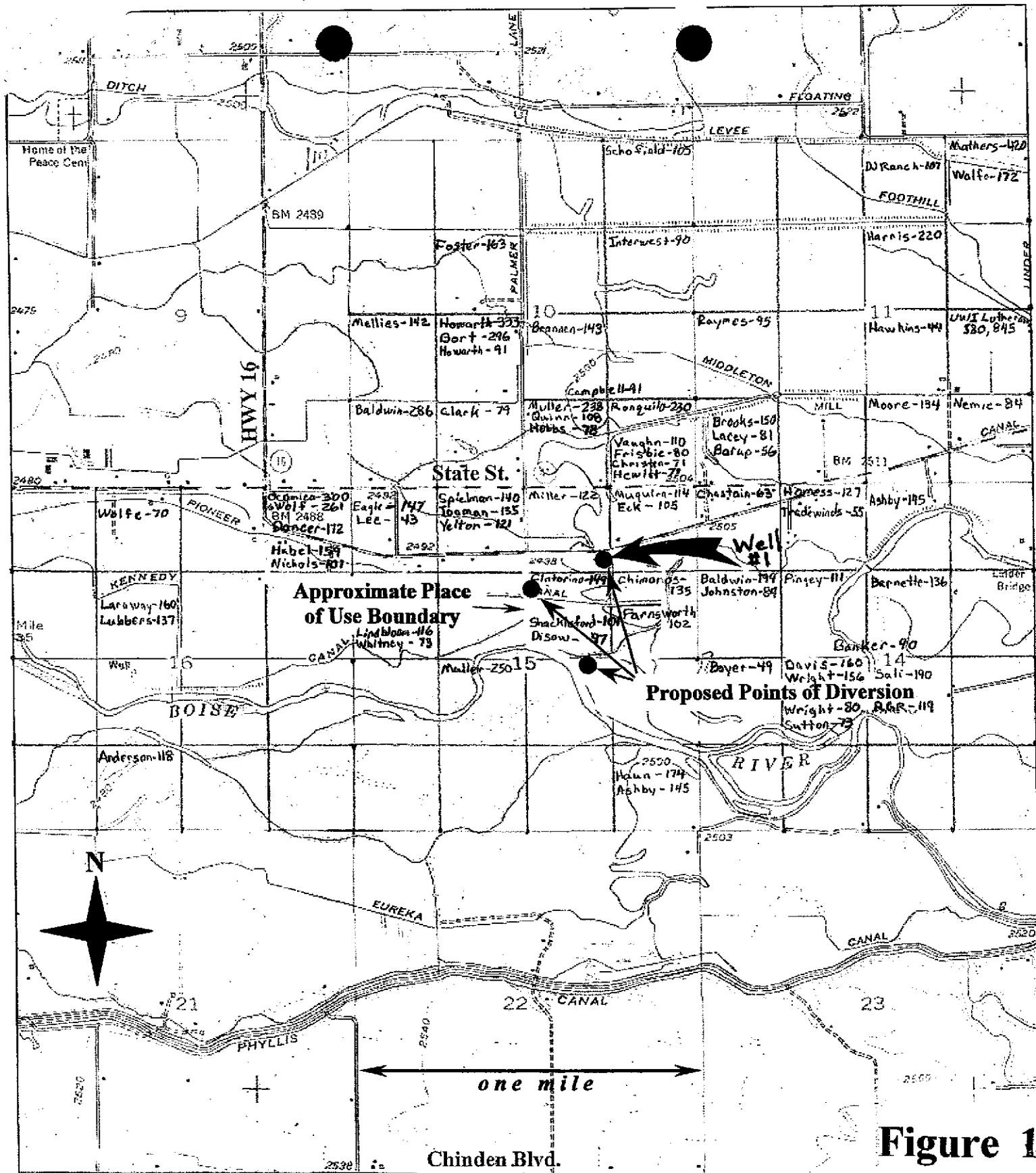
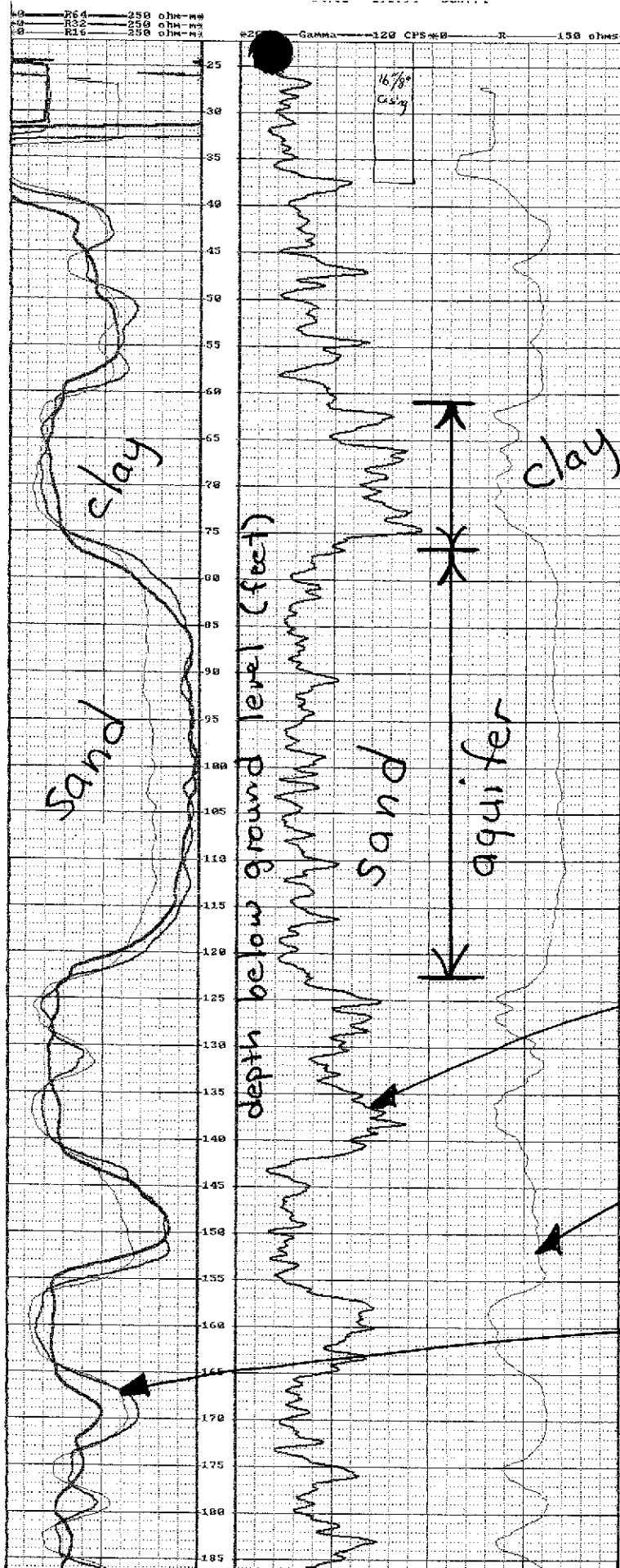


Figure 1

Figure - 1. Location map of selected wells near the Rivervine Subdivision. Wells are plotted to the nearest $\frac{1}{4}$ section by name followed by total depth of the well. Owing to space consideration, the five deepest wells are plotted in each $\frac{1}{4}$ section. If less than five wells exist in a 40-acre tract, then the wells plotted are the only wells listed. Some well logs may be missing and some may be mislocated. USGS $7\frac{1}{2}$ - minute maps used for base map.



April 20, 2004

Rivervine Subdivision

Supply Well #1

Geophysical logs of
the open bore hole.

natural gamma
ray

single point
resistance.

normal resistivity

Figure 2.

1000

JUN 12 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2003

CASTLE ROCK DEVELOPMENT INC
1639 LAKEMOOR WAY
EAGLE ID 83616

RE: Permit No. 63-31606

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

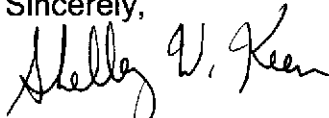
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

MICROFILMED
JUN 05 2003

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

Enclosure(s)

cc: HYDRO LOGIC INC

MICROFILMED

JUN 05 2006

CERTIFICATE OF SERVICE

I hereby certify that on April 28, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 63-31606

**CASTLE ROCK DEVELOPMENT INC
1639 LAKEMOOR WAY
EAGLE ID 83616**

**HYDRO LOGIC INC
1002 W FRANKLIN ST
BOISE ID 83702**

A handwritten signature in cursive script, reading "Deborah J. Gibson", is written over a horizontal line.

**Deborah J. Gibson
Administrative Assistant**

MICROFILMED

JUN 05 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: April 21, 2003
To: Water Right File 63-31606
From: dgibson
Re: Permit Review

Three points of diversion proposed for providing domestic water to 18 lots within the Rivervine and Honalee Subdivisions appear to be planned in the common areas. Ed Squires identified the residential lots to receive this water, to be in Block 1, Lots 2, 4, 6, 8, 10, 12, 13, 14, 15, 16, and 17, with 5 un-numbered lots in the Rivervine subdivision, and Block 1, Lots 1 and 2 in the Honalee Subdivision.

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JUN 05 2003

Hydro Logic, Inc.

1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, (Fax) 342-3100, hydrologic@qwest.net

March 25, 2003

Deborah Gibson
Administrative Assistant
Water Allocation Bureau
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83720

RECEIVED
MAR 25 2003

Department of Water Resources

Re: Application for Permit No. 63-31606

Dear Deborah:

I write in response to your request for locations and numbering of the Rivervine Subdivision lots with respect to processing of Application for Permit No. 63-31606. The attached map can be explained as follows:

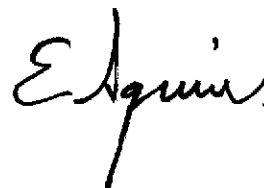
The sixteen yellow highlighted lots are the residential house lots of Rivervine Subdivision. All of the yellow lots are within Block 1 and numbered as shown by the large circled numbers on each lot. These are lot numbers 2, 4, 6, 8, 10, 12, 13, 14, 15, 16, and 17 as shown. The five un-numbered lots on the East side of the subdivision (also in Block 1) are, as yet, un-numbered in the final plat. These five lots are marked with a black X.

The two northernmost lots, highlighted in green, will also be served by water right No. 63-31606. These two properties are within Block 1 of the Honalee Subdivision and are numbered according to the circled large numbers on each lot.

I hope this is helpful and answers your questions. If not, please call me right away for clarification or if you require a different map etc.

Thank you

Ed Squires



c: Reed DeMordaunt, Castlerock Development

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JUN 05 2003

STATE HIGHWAY 44

Honalee Sub.
Block 1
Lots 1 and 2

*Honalee Sub.
Block 1
Lots 1 and 2*

MOON VALLEY ROAD

*Lot's Block 1
As Sect, un-numbered*

PIONEER CANAL

PROPOSED
POND 1
688,733 SF
386,434 CY

PROPOSED
POND 3
55,981 SF
16,905 CY

PROPOSED
POND 4
57,220 SF
20,630 CY

PROPOSED
POND 2
149,816 SF
55,787 CY

BLOCK 1

RIVER

PIONEER CANAL

MICROFILMED
JUN 15 2009

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

FEB 28 2003

Department of Water Resources

Initial review by g Date 1/16/03 Application # 63-31606

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, the names and addresses for the director, officers, and other partners must be included)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County
- ☒ Quantity (Flow and /or Volume)
- ☒ Period of use
- ☒ Nature of proposed use (Include description of use)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map (Show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (for > 1 home in restricted area $\geq$ 5 homes in non-restricted area)
- ☒ Signature (if applicant is corporation, partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Government Lots
☒ P/D
☐ P/U

ADDITIONAL INFORMATION

☒ ADVERTISE REMARKS (Yes or No)

YES NO

- ☒ Overlapping place of use (Describe source and relationship to present application on next page)
- ☒ Overlapping point of diversion
- ☒ Critical groundwater area
- ☒ Ground water management area
- ☒ 1992 moratorium
- ☒ Surface water source, IDFG letter needed
- ☒ Protected river or minimum flow reach, notify water planning bureau
- ☒ E-mail to Dam Safety staff (for any storage)
- ☒ Mitigation plan Check any that apply
- ☐ Immediate = acceptable plan required and submitted
- ☒ Future = open areas, acceptance of condition of approval is in file
- ☒ Send power requirement letter &/or fish farm requirement letter
- ☒ Power residency affidavit
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres (if YES, attach Large Diversion supplementary analysis sheet)
- ☒ REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

PROCESSINGAPPLICATION # 63-

YES NO

☒ ☐ In form for advertising
☒ ☐ Statewide advertising (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number, and date recorded on application

SEND COPIES TO NOTE IF E-MAIL COMMENT LETTER USED

YES NO

☒ ☐ I.D. Environmental Quality
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ US BLM
☐ ☒ US Forest Service
☐ ☒ Water Dist # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received
☒ ☐ Application published correctly? If not, record action taken _____

☒ ☐ Publication dates and paper recorded on application
☒ ☐ Final date for protest 2-24-03
☒ ☐ Protests received
☒ ☐ Recommendations attached
☒ ☐ Measuring device required
☒ ☐ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter

046, 121Recommended Date of Priority 12/23/03Recommendation ☒ Approve ☐ Deny by Danys Date 2/26/03**ADDITIONAL INFORMATION**☐ See attached proof report, note any Legal Notice Remarks &/or Comments☐ See attached shapefile

IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 63-31606

WATER RIGHT NUMBER: 63-31606

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CASTLE ROCK DEVELOPMENT INC 1639 LAKEMOOR WAY EAGLE, ID 83616 (208)938-4845

Representative	HYDRO LOGIC INC 1002 W FRANKLIN ST BOISE, ID 83702 (208)3432-8369
----------------	--

Priority Date: 12/23/2002

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>
DOMESTIC	01/01 to 12/31	0.360 CFS	
	<u>Total Diversion:</u>	0.360 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4	Sec. 15, Twp 04N, Rge 01W, B.M.
ADA County		
GROUND WATER	SW1/4NE1/4	Sec. 15, Twp 04N, Rge 01W, B.M.
ADA County		
GROUND WATER	L2 (NW1/4SE1/4)	Sec. 15, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	15	X	X	X	X										X			
																L 2			

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Application Report 63-31606

Comments:

1. Imattson 1/23/2003 Legal Notice Remarks

Comment: Applicant agrees to mitigate consumptive use in the future as needed.

2. Imattson 1/23/2003 Legal Notice Remarks

Comment: Domestic use is for 18 homes and yards in Rivervine Subdivision.

3. Imattson 1/23/2003 Legal Notice Remarks

Comment: Water bearing zone to be appropriated is from 150 to 450 feet.

4. Imattson 1/23/2003 Comment/Analysis

Comment: Ground water will supplement Middleton Mill Ditch water for external domestic use. Ground water is limited to lawn irrigation in association with each home. Three well possible well sites have been proposed.

Dates and Other Information:

Application Received Date: 12/23/2002

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: Domestic water rights are sought for in-house use and individual home supplemental irrigation use for a maximum of 18 lots in the Rivervine Subdivision. Lot irrigation from groundwater would only occur if and when surface water was not available during irrigation season.

Other Water Rights: Applicant owns 42 shares of Middleton Mill Ditch Company water rights which will be used for irrigation purposes for subdivision lots and common areas.

Time to Complete Works: 5

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

63-31606

1/23/03 lm

The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account	DTI Ad#	Identification					Amount
047628	816178	Legal Notice					\$173.24
Ordered by		P.O.#	Times Run	Lines	Columns	Legal #	
Sue Taylor			2	32	3	15565	
IDAHO DEPT WATER RESOURCE 2735 AIRPORT WAY BOISE, ID 83705 5082							

RECEIVED
FEB 21 2003
WATER RESOURCES
WESTERN REGION

TINA ATTEBERRY, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended for: 2

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: February 6, 2003
and ending with the issue of: February 13, 2003

Tina Atteberry

STATE OF IDAHO

ss

COUNTY OF ADA

On this

17 day of February in the year of 2003

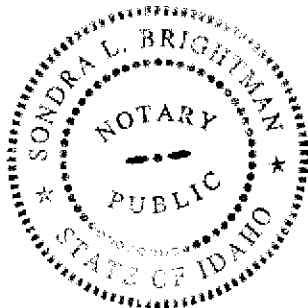
before me, a Notary Public, personally appeared before me Tina Atteberry known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sondra L. Brightman
Notary Public for Idaho

Residing at: Boise, Idaho

My Commission expires:

6/30/06



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JUN 9 3 2003

RECEIVED

FEB 21 2003

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho: **63-31606**

CASTLE ROCK DEVELOPMENT INC
1639 LAKEMOOR WAY
EAGLE ID 83616

Point(s) of Diversion	NWNE	S15	T04N	R01W	ADA County	Source GROUND WATER
Point(s) of Diversion	SWNE	S15	T04N	R01W	ADA County	Source GROUND WATER
Point(s) of Diversion	L2 (NWSE)	S15	T04N	R01W	ADA County	Source GROUND WATER
Use:	DOMESTIC	01/01 To 12/31	0.36 CFS			
Total Diversion:			0.36 CFS			

Date Filed: 12/23/2002

Place Of Use: DOMESTIC

T04N R01W S15 NENE NWNE SWNE SENE NWSE Lot 2

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Domestic use is for 18 homes and yards in Rivervine Subdivision.

Water bearing zone to be appropriated is from 150 to 450 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 Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Pub. Feb. 6, 13, 2003

15565

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JUN 23 2003

Mattson, Lisa

To: srae@deq.state.id.us
Subject: comment letters

STEVE RAE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE

RECEIVED *Sent*

FEB 05 2003

WATER RESOURCES
WESTERN REGION

Dear Mr. Rae:

Re: Application for Water Right No. 63-31605 in the Name of Lansing Investments.
Application for Water Right No. 63-31606 in the Name of Castle Rock
Development.

Attached are copies of the above-referenced applications, which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of any of these applications, your written protest along with the \$25.00 protest fee per application protested, must be received in this office by February 24, 2003.

If you have any questions regarding the applications, please contact this office at 334-2190. For questions on application no. 63-31606 please ask for Lori Graves. For questions on application no. 63-31605 please ask for Dan Nelson.

Sincerely,

Lisa Mattson
Water Resources Agent
Idaho Department of Water Resources
2735 Airport Way
Boise ID 83705
334-2190 phone
334-2348 fax



63-31605 2-03.pdf



63-31606 2-03.pdf

MICROFILMED

JUN 05 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 29, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-31606 and
Notice of Amended Exchange of Water Rights

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices 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 notices 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 02/24/2003. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED
JUN 9 3 2003

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

63-31606

CASTLE ROCK DEVELOPMENT INC
1639 LAKEMOOR WAY
EAGLE ID 83616

Point(s) of Diversion NWNE S15 T04N R01W ADA County Source GROUND WATER

Point(s) of Diversion SWNE S15 T04N R01W ADA County Source GROUND WATER

Point(s) of Diversion L2 (NWSE) S15 T04N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.36 CFS

Total Diversion: 0.36 CFS

Date Filed: 12/23/2002

Place Of Use: DOMESTIC

T04N R01W S15 NENE NWNE SWNE SENE NWSE Lot 2

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Domestic use is for 18 homes and yards in Rivervine Subdivision.

Water bearing zone to be appropriated is from 150 to 450 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 Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Idaho Statesman on February 6 and 13, 2003.

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JUN 8 6 2001