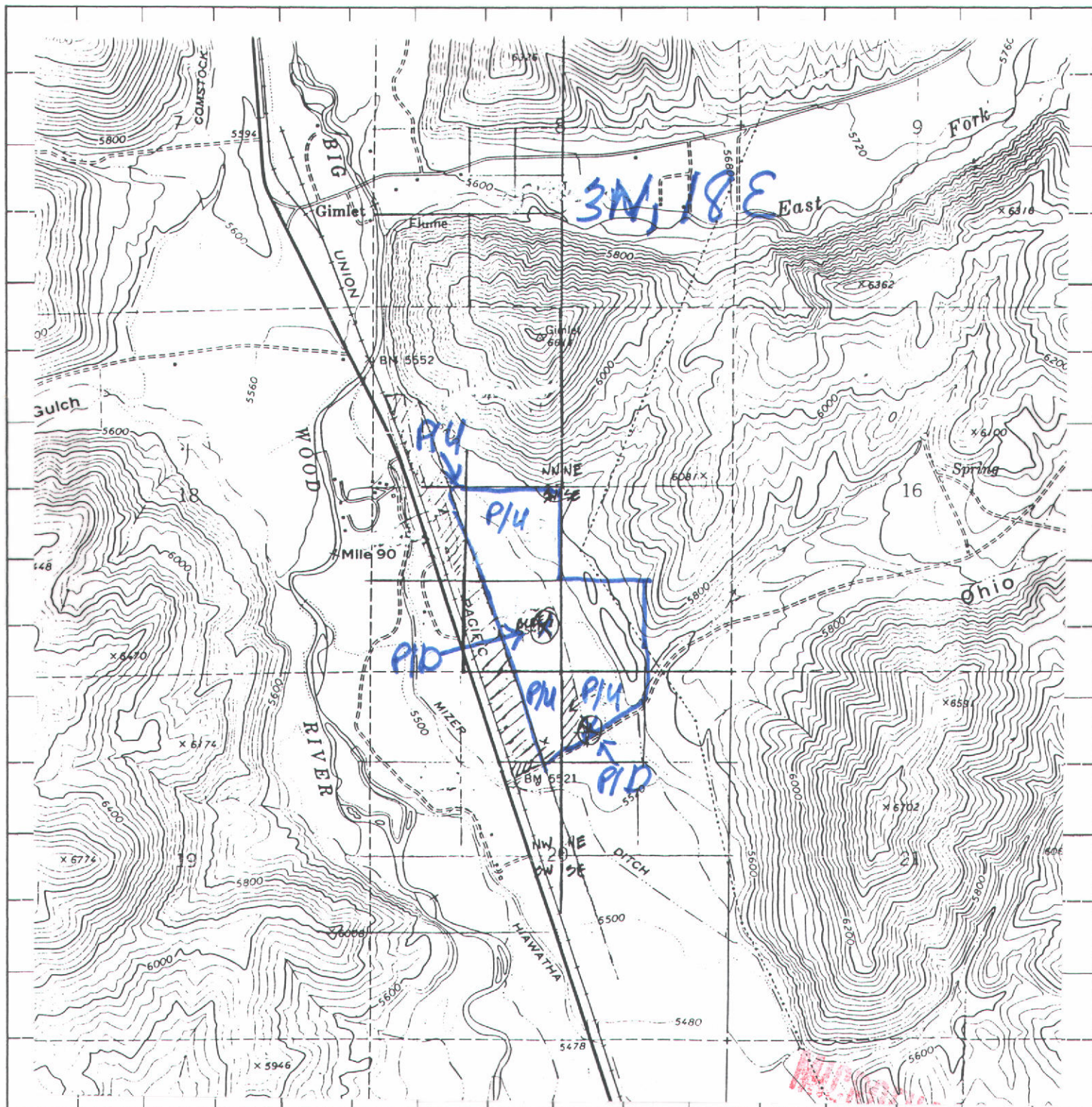


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Heatherlands Homeowners Assn, Inc.

X by *John L. [Signature]* Pres,
(Applicant)

FEB 14 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
37-8831 IN THE NAME OF)
HEATHERLANDS HOMEOWNERS)
ASSOCIATION, INC.)
_____)

REINSTATEMENT ORDER

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before November 1, 1999; and

WHEREAS, on December 6, 1999, the Department granted a Request for Extension of Time ("extension request") in which to submit proof for a water right permit extending the proof deadline to November 1, 2003; and

WHEREAS, the Department notified the permit holder on August 31, 2003, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and

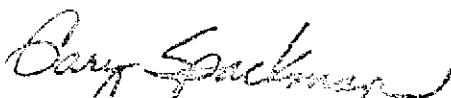
WHEREAS, the Department sent the permit holder a lapse notice on November 6, 2003, since the department had not received an acceptable proof of beneficial use statement or extension of time request; and

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on November 14, 2003.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-8831 is **REINSTATED** with an advance in priority to **October 3, 1994**.

DATED this 27th day of January, 2004.



GARY SPACKMAN

MICROFILMED
SEP 10 2003

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 067160
Receipt By: LMC/g
Date Received: 11-14-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 37-8831 Telephone No. 208-726-3858
2. Name of Permit Holder(s): HEATHERLANDS HOMEOWNERS ASSOCIATION, INC.
3. Mailing Address: P.O. BOX 3901
City KETCHUM State ID Zip 83340-3901
4. Source of Water: WELL If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 14 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.17 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No _____
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: SUN COUNTRY MANAGEMENT Telephone Number: 208-726-3858
Address: P.O. BOX 1672 SUN VALLEY, ID 83340
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Dorian McBrat Date: 11/5/03
(include your title, if on behalf of company or organization)

RECEIVED
FEB 10 2004

RECEIVED

DEC 3 1999

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$50 Fee Received by Jm
Date 12-3-99
Receipt No. 044333

**REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 37-08831

Name(s) of Permit Holder: HEATHERLANDS HOMEOWNERS ASSOCIATION, INC

Mailing Address: P.O. BOX 3901 KETCHUM, ID 83340

Date Proof Is Due: NOVEMBER 1, 1999 Telephone No. (208) 726-3858

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

THE WELL HAS BEEN DRILLED.

WATER IS SUPPLIED TO 12 TOWNHOUSES

DEVELOPER STUBBED OUT ALL WATER LINES PRIOR TO ASSOCIATION

INCORPORATION IN DEC, 1979 & HIS COSTS ARENT Costing \$ 21,000 - ^{ESTIMATE}

AVAILABLE.

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

PROJECT IS NOT "BUILT-OUT"

Permit holder(s) request an extension to NOVEMBER 1, 19 2004.

FEE: \$50.00

Diana M. Bryant - Manager
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to **November 1, 2003.**

IT IS FURTHER ORDERED that the permit be REINSTATED and the date of priority is advanced to **September 20, 1994.**

MICROFILMED

Signed this 6th day of December, 19 99

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08831

Proposed Priority: August 19, 1994 Maximum Diversion Rate: 0.17 CFS

This is to certify, that **HEATHERLANDS HOMEOWNERS ASSN INC**
PO BOX 3901
KETCHUM ID 83340-3901

has applied for a permit to appropriate water from: **GROUNDWATER**

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	0.17 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 17, Township 03N, Range 18E
NWNE , Sec. 20, Township 03N, Range 18E
BLAINE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 18E 17	NESW	NWSW
20	NWNE	NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1999.**
2. Subject to all prior water rights.
3. 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.
4. Domestic use is for 14 townhouses.
5. Place of use is located within Lots, 1-3, 17, 21, 33, & 105-112, Heatherlands Subdivision.
6. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

5th day of December, 1994.

R. Keith Higginson
for R. Keith Higginson, Director

FEB 14 1995

RECEIVED

OCT 06 1994

JUL 12 1994
Form 202
10/92

Department of Water Resources

Ident. No. 37-08831

AUG 19 1994

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources
Northern Region Office

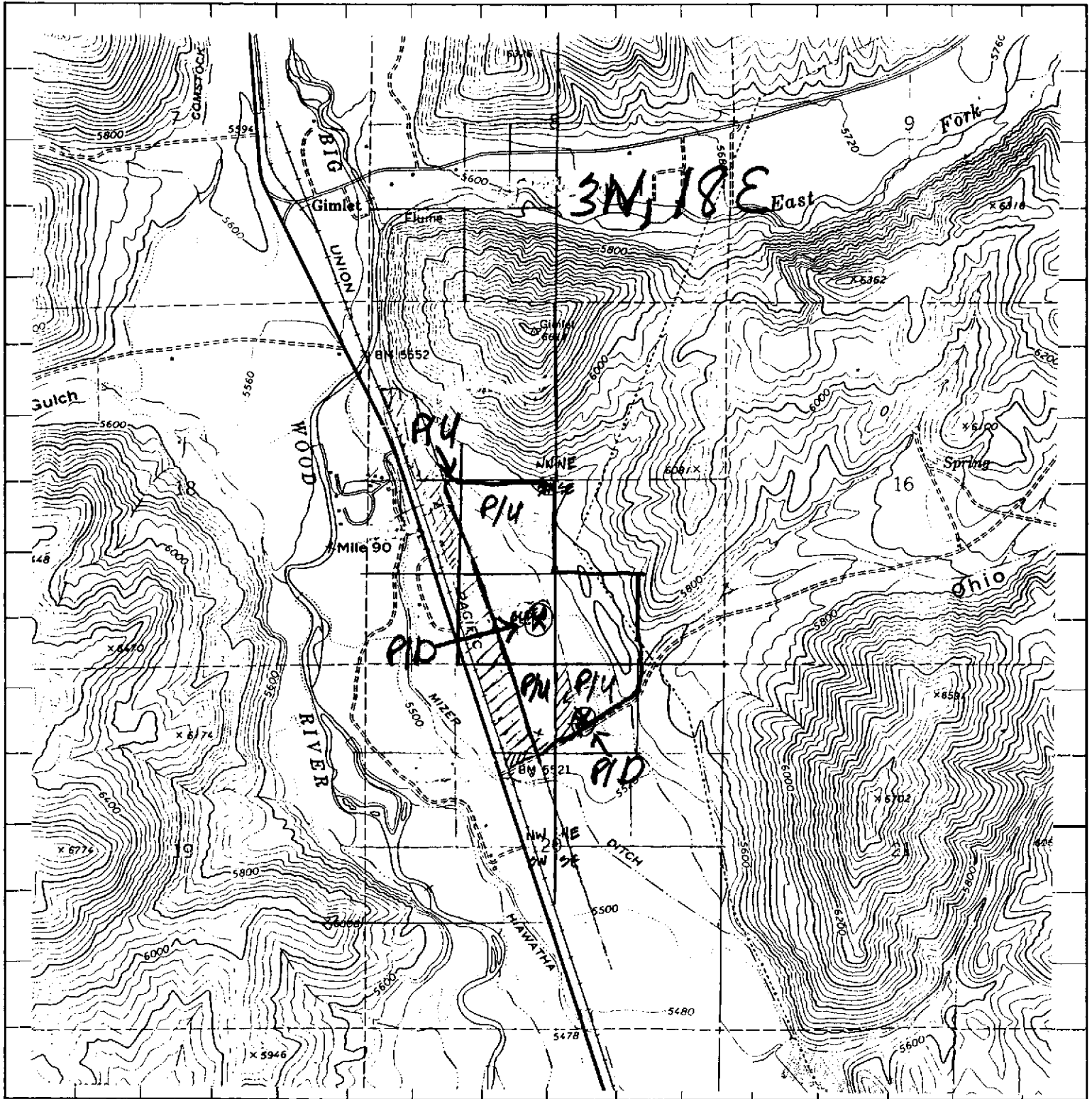
To appropriate the public waters of the State of Idaho

1. Name of applicant Heatherlands Homeowners Assn. Inc. Phone 622-5249
Post office address P.O. Box 3901; Ketchum, ID 83340
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____
Sec. 17 Township 3N Range 18E B.M. Blaine County; additional
points of diversion if any: NWNE, S20, 3N, 18E
4. Water will be used for the following purposes:
Amount .17 for Domestic 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)
5. Total quantity to be appropriated is (a) .17 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Two existing wells & pumps
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. ~~Proposed~~ well diameter is 2 x 10" inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when Two existing wells. Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
5 years (minimum 1 year).

APPROVED
FEB 14 1995

Remarks: The application covers 14 additional internal only domestic
uses resulting from the split of 14 lots into two domestic lots.
Bungalow and the other domestic units are covered under permit 37-08220
The 14 lots are: lots 1, 2, 3, 17, 21, 33 and 105 through 112.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Heatherlands Homeowners Assn, Inc.

X by *John F. K...* Pres,
(Applicant)

FEB 14 1991

Heatherland Homeowners Assn, Inc





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

January 28, 2004

HEATHERLANDS HOMEOWNERS ASSO INC
PO BOX 3901
KETCHUM ID 83340-3901

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 37-8831

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and examination fee submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. The regional office staff will contact you when that examination is to be conducted. At the time the examination is conducted the system must be in operation, otherwise this permit will be of no force nor effect.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **Southern** Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region (w/encl.)

MICROFILMED
FEB 10 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-8831

Reviewed By: dgibson

Date: January 27, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		C071610	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		11/14/2003
Date proof due	-	11/01/2003
Lapse notice sent	-	11/06/2003
No. of days late	=	13
Holiday allowance	+	
Priority date	+	09/20/1994
New priority date	=	10/03/1994

Deficiencies of Actions Items

Acknowledge proof.

November 6, 2003

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM, ID 83340-3901

LAPSE NOTICE

RE: PERMIT NO. 37-8831

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated August 31, 2003. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

Gary Spackman, Chief
Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING
I hereby certify that on 11/7/03
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

dy

MICROFILMED

FEB 10 2004

August 31, 2003

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM, ID 83340-3901

PROOF DUE NOTICE

RE: PERMIT NO. 37-8831

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

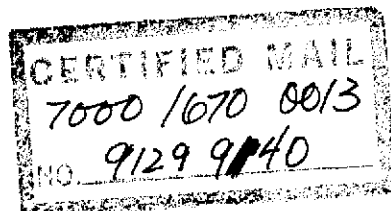
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MIDCUT
FEB 10 2004

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 37-08831 Reviewed by JW Date 12-3-99

BASIC INFORMATION

12-3-99 Date stamp received
NO Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
NO Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to Nov-1, 2003 on basis of due diligence.

PRIORITY CALCULATION

Date extension received	<u>12-3-99</u>	= <u>331</u>
Proof due date	<u>11-1-99</u>	= <u>305</u>
Number of days late	_____	= <u>32</u>
Priority date	<u>8-19-94</u>	= <u>231</u>
New Priority Date	<u>9-20-94</u>	= <u>263</u>

DATA ENTRY

New Address X
Change Proof Due Date 11-1-2003
Change Priority Date 9-20-94



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 7, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Heatherlands Homeowners Assn Inc
PO Box 3901
Ketchum ID 83340

RE: Permit No. 37-08831

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **November 1, 2003**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Be advised that since the extension request was received after the proof due date, it was necessary for the department to reinstate the permit and advance the date of priority to **September 20, 1994**.

Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact me at (208)327-7953, if you have any questions regarding this matter

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

DEC 09 1999

November 29, 1999

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM ID 833403901

LAPSE NOTICE

RE: PERMIT NO. 37-08831

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 1999. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED
DEC 03 1999

CERTIFICATION OF MAILING

I hereby certify that on 11-29-99
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

August 31, 1999

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM ID 833403901

PROOF DUE NOTICE

RE: PERMIT NO. 37-08831

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

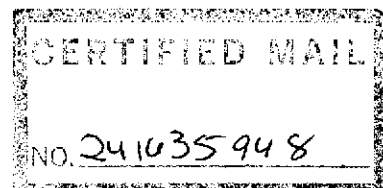
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

DEC 09 1993





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 6, 1994

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM ID 83340-3901

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08831

Dear Permit Holder:

Enclosed is a copy of your approved application for permit.
Please be sure to thoroughly review the "CONDITIONS/REMARKS:"
listing on the permit.

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.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

RECEIVED

FEB 14 1995

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 37-8831 Name: Heatherlands HOA Date: 6/14 Correct Fee? ✓

AREA OF CONCERN? - No/Yes ERP Mor Firewood GWMA Trust/Non-trust

SYSTEM COMPLETED:

No

Complete in 1 year

Yes

Proof not submitted

Proof submitted

GROUNDWATER:

+ 0.2 cfs <FLO-CH>

- 0.2 cfs

Drilling Permit:

Included w/permit

Existing wells

No WD permit?

SURFACE WATER: not in WD

LOCATION:

Water District(~~dem~~)

*Surface water

(doesn't sink)

Groundwater

In stream channel

Irr Dist/Canal Co.

Drainage Districts

Flood Control Dist.

Boise Front (63)

Swan Falls Flag

Trust

Non Trust <1>

RIVER BASINS (*Surface water):

Boise R(63)

Payette R(65)

Snake R(01/02/03)

USE:

Fish Propagation

Irrigation

Power

Mining

Storage (✓ 3 compo.)

Domestic (surface)

~~OWNERSHIP:~~

Non land owner

PROTESTED:

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

WR0749NP
No. P37-08831

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/14/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HEATHERLANDS HOMEOWNERS ASSN INC PO BOX 3901 KETCHUM ID 83340-3901 (208) 622-5249	08/19/1994	DOMESTIC	01-01 12-31	0.17 CFS	
					TOTAL DIVERSION:	0.17 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T03N R18E S17 SESW BLAINE County
S20 NWNE BLAINE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
03N	18E	17	:																	:
03N	18E	20	:			D														:

Pou County: BLAINE

Other Water Rights Listing Overlapping Place(s) of use:

37-00159 37-00159A 37-00496C 37-00497A 37-08220 37-08439 37-08613A 37-08718

Conditions of Approval:

- 26A - 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.

Remarks: Domestic use is for 14 townhouses.
Place of use is located within Lots, 1-3, 17, 21, 33, & 105-112,
Heatherlands Subdivision.
The domestic use authorized under this permit shall not exceed
13,000 gallons per day per dwelling in accordance with
Section 42-111, Idaho Code.

Dates: App. Received: 08/19/1994 Priority Date: 08/19/1994
Proof Due Date: 11/01/1999 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. P37-08831

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/14/94
PAGE: 2

=====

Comments: Date: 11/14/1994 User-ID: CZIMMERM Subject: BOARD OF DIRECTORS
The board of directors for Heatherland Homeowners Assn, Inc. are:
John Ranck, President; Jay Sheets, Vice President;
Jay Johnson, Treasurer; Parkman Brooks, Secretary; and members
Sue Hamilton, Carol Morrow, Stan Atkinson, Will Miller, and
Bob Dittmer.

Audit: 11/14/94 CZIMMERM

Heatherlands Homeowners Assoc, INC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY J. E. Stanton DATE 8-19, 1994
APPLICATION NO. 37-08831

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.
☒ County
☒ Quantity (flow &/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
☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

++++PROPOSED PRIORITY DATE
8-19 1994

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.
☒ Overlapping point of diversion. Exempt domestic-process app.
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical Ground water area
☒ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send Dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit.
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. attach large diversion supplementary analysis sheet.

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OCT 06 1994

Department of Water Resources

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app

SEND COPIES TO: ☐ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

N/A ☐ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest _____
N/A ☐ Yes ☐ No Protests, dates, resolution of protest, recorded on app.
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information ☒
Date of priority recommended 8/19, 19 94
By ADW Date 10/4, 19 94

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____, 19 _____

ADDITIONAL INFORMATION:

Limit Use to inhouse use only

LOCAL PUBLIC INTEREST

Comments recieved from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Enviromental Quality	_____ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____

PROFESSIONAL LAND MANAGEMENT COMPANY Box 2192, Sun Valley, ID 83353

FAX

Date

10, 4, 94

Number of Pages Including This Page

2

TO:

ALLEN MERRITT
Dept. of Water Resources
736-3037

FROM:

Ben Davis

PLMC

FAX # (208) 622-5251

PHONE # (208) 622-5249

REMARKS:

Allen,

Here is the list of directors for the
Heatherlands. If you need more info
or have questions, please call me.

Thanks

Ben

J 15 16 17 18 19

OCT 04 1994

Department of Water Resources
Southern Region Office

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**HEATHERLANDS HOMEOWNERS ASSOCIATION
BOARD OF DIRECTORS 1994**

Sue Hamilton
Box 2833
Ketchum, ID 83340
home: 208-788-5173
work: 208-726-7500
Lot 100

John Ranck - President
Box 531
Sun Valley, ID 83353
home: 208-788-2632
Lot 17

Parkman Brooks - Secretary
Box 415
Ketchum, ID 83340
home: 208-788-9667
Lot 67

Carol Morrow
Box 5208
Ketchum, ID 83340
home: 208-788-3254
work: 208-726-4477
Lot 80

Stan Atkinson
Box 5979
Ketchum, ID 83340
home: 208-788-9622
Lot 51

Will Miller
Box 1030
Sun Valley, ID 83353
home: 208-788-0034
fax: 208-788-0075
Lot 55

Bob Dittmer
Box 1316
Sun Valley, ID 83353
work: 208-726-3600
home: 208-788-5452
Lot 11

Jay Johnson - Treasurer
Box 2703
Ketchum, ID 83340
home: 208-622-5735
work: 208-726-2294
work: 208-726-9019
Lot 001

Jay Sheets - Vice President
Box 4876
Ketchum, ID 83340
home: 208-788-5913
Lot 72

MICROFILMED
FEB 14 1995

AFFIDAVIT of PUBLICATION

156E1W

State of Idaho, }
County of Blaine } ss.

SEP 19 1994
Department of Water Resources
Southern Region Office

On this 14 day of Sept., in the year 1994, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 7 day of Sept., 1994, and the date of the last publication was on the 14 day of Sept., 1994.

Daniel J. Gorham
Subscribed and sworn to before me this 14 day of Sept., 1994
(SEAL)

Roberta Braggs
NOTARY PUBLIC

9275

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 76, 787
Number of Insertions 2
Lines tabular at 6c / Pica
76, 787 Lines straight at 44.152 5c / Pica
76, 787 Subsequent lines at 35.322 4c / Pica
TOTAL COST +S \$84.47

OK
MB
9/23/94

CC NOTICE
(to be Here)

Water permit - The Meadows
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Application for water permit

NOTICE OF APPLICATION FOR WATER PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho:

37-08829
THE MEADOWS PARTNERSHIP
PO BOX 1440
SUN VALLEY ID 83353
Source: groundwater
Diversion Pt. SENWSE, S31, T04N, R18E, Blaine County.
Use: domestic (0.20 cfs) from 01/01 to 12/31; irrigation (0.12 cfs) from 04/15 to 10/15
Total diversion: 0.32 cfs
Date Filed: 7/25/1994
In: Domestic use and irrigation of 6 acres within NWSE, S31, T04N, R18E, Blaine County.

37-08830
ROBERT A. & OR MARGARET E. BLOOMFIELD
PO BOX 748
KETCHUM ID 83340
Source: Clear Creek tributary to Sinks
Diversion Pt. SESWNE, S31, T04N, R18E, Blaine County.
Use: 01/01 to 12/31
Storage for Aesthetics (0.2 cfs)
Diversion to Storage (0.10 cfs)
Date Filed: 8/4/94
In: SWNE S8, T03N, R18E, Blaine County.

37-08831
HEATHERLANDS HOMEOWNERS ASSN. INC.
PO BOX 3801
KETCHUM ID 83340
Source: groundwater
Diversion Pt. SESW, S17, T03N, R18E, NWNE, S20, T03N, R18E, Blaine County.
Use: Domestic (1.7 cfs) from 01/01 to 12/31
Date Filed: 8/19/94
In: N1/2SW, S17, T03N, R18E, NWNE, NENW, S20, T03N, R18E, Blaine County.

37-08832
JOHN BROWN, INC.
247 GLENDALE RD
BELLEVUE ID 83313
Source: Diebenow Gulch tributary to sinks
Diversion Pt. SENWSE, S9, T01N, R18E, Blaine County.
Use: Stockwater (1.03 cfs) from 04/01 to 12/01
Date Filed: 8/23/94
In: SWSE, S9, T01N, R18E, NENE, NESE, S18, T01N, R18E, S1/2NE, S21, T01N, R18E, Blaine County.
The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 20, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director
Publish: Wood River Journal -
September 7 & 14, 1994.

9/23/94

NOTICE OF APPLICATION FOR WATER PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho:

37-08829

THE MEADOWS PARTNERSHIP
PO BOX 1440
SUN VALLEY ID 83353

Source: groundwater

Diversion Pt: SENWSE, S31, T04N, R18E; Blaine County.

Use: domestic (0.20 cfs) from 01/01 to 12/31
irrigation (0.12 cfs) from 04/15 to 10/15

Total diversion: 0.32 cfs

Date Filed: 7/25/1994

In: Domestic use and irrigation of 6 acres within NWSE, S31, T04N, R18E; Blaine County.

37-08830

ROBERT A. &/OR MARGARET E. BLOOMFIELD
PO BOX 746
KETCHUM ID 83340

Source: Clear Creek tributary to Sinks

Diversion Pt: SESWNE, S31, T04N, R18E; Blaine County.

Use: 01/01 to 12/31

Storage for Aesthetics (0.2 afa)
Diversion to Storage (0.10 cfs)

Date Filed: 8/4/94

In: SWNE, S6, T03N, R18E; Blaine County.

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37-08831

HEATHERLANDS HOMEOWNERS ASSN. INC.
PO BOX 3901
KETCHUM ID 83340

Source: groundwater

Diversion Pt: SESW, S17, T03N, R18E; NWNE, S20, T03N, R18E;
Blaine County.

Use: Domestic (.17 cfs) from 01/01 to 12/31

Date Filed: 8/19/94

In: N1/2SW, S17, T03N, R18E; NWNE, NENW, S20, T03N, R18E;
Blaine County.

37-08832

JOHN BROWN, INC.
247 GLENDALE RD
BELLEVUE ID 83313

Source: Diebenow Gulch tributary to sinks

Diversion Pt: SENWSE, S9, T01N, R18E; Blaine County.

Use: Stockwater (.03 cfs) from 04/01 to 12/01

Date Filed: 8/23/94

In: SWSE, S9, T01N, R18E; NENE, NESE, S16, T01N, R18E;
S1/2NE, S21, T01N, R18E; Blaine County.

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 26, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Wood River Journal on 9/7 & 9/14/94.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

September 9 1994

R. KEITH HIGGINSON
Director

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MAILED
FEB 14 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

September 1 1994

R. KEITH HIGGINSON
Director

HEATHERLANDS HOMEOWNERS ASSN INC
PO BOX 3901
KETCHUM ID 83340

Re: Application for Permit No. 37-08831

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the Wood River Journal for 9/7 & 9/14/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks. Please see attached list for additional information requirement.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

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S. Region
5/89

Application No. 37-08831

ADDITIONAL INFORMATION REQUIREMENTS
FOR APPLICATIONS IN THE NAME OF A CORPORATION,
COMPANY, OR PARTNERSHIP

In reviewing the application for compliance with the requirements of the Department's Rules and Regulations for Water Appropriations, we have determined that the following information is required to make the Application complete for processing.

- 1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Because the required information does not appear in the legal notice, we are proceeding with advertising of your Application. If the required information is received within ten days of the second publication date, no additional delay should be incurred in processing.

RECEIVED
FEB 14 1995