

**STARTING
LEFT
SIDE OF
FILE**

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JUN 30 2003

Department of Water Resources

Ident. No. 63-31662FORM 202
12/99

Should questions arise during the processing of this application please contact:
Steve Hannula - ERO Resources Corp. (208) 373-7983

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
 To appropriate the public waters of the State of Idaho

1. Name of Applicant Louis P and Richard J Murgoitio Phone (208) 362-1262
 Mailing address 7373 S. Maple Grove Boise, Idaho 83709
2. Source of water supply Ground water which is a tributary of N/A
3. Location of point of diversion is Township 2N, Range 1E Sec. 12, in the $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, Govt. Lot B.M., ADA County; additional points of diversion if any:
4. Water will be used for the following purposes:
 Amount 0.46 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.08 for Commercial 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)
5. Total quantity to be appropriated is (a) 0.46 and/or (b) See Remarks
cfs acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Existing well, pump, distribution lines, and stockwater tanks.
 - b. Height of storage dam N/A feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
 - d. Is ground water with a temperature of greater than 85° F being sought? No
 - e. If well is already drilled, when? 7/24/1979; Drilling firm W.E. Steven & Sons;
 Well was drilled for (well owner) Yes; Drilling Permit No. ??
7. Time required for completion of works and application of water to proposed beneficial use is 1 yr 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 if kW.
 - b. Stockwatering; list number and kind of livestock. 81 milking cows and 32 heifers and dry cows
 - c. Municipal; show name of municipality.
 - d. Domestic; show number of households.
 - e. Other; describe fully.

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

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	1E	12						S/ C											
3N	1E	1											S/ C						

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. 63-17946
11.
 - Who owns the property at the point of diversion? applicant
 - Who owns the land to be irrigated or place of use? applicant
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Remarks: See Attached
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½" 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 a herein set forth.


 Signature of Applicant (and title, if applicable)

Received by KG Date 3/12/03 Time 11:06 Preliminary check by LG
 Fee \$ 100.00 Receipted by KG # 5 Date 3/12/03
 Publication prepared by AT Date 5-14-03 Published in THE IDAHO STATESMAN
 Publication approved AT Date 5-20-03

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Remarks for Application for Permit

Murgoitio Dairy

This application for permit is to supply stockwater for 81 milking cows and 32 heifers and dry cows that represent growth between 1963 and 1987. Documentation from December 1987 (attached) shows 571 wet cows at the dairy facility owned by the applicant. Current proportions of wet cows, dry cows, and heifers suggest that there were 793 total head at the dairy in 1987.

Based on the Dairy Requirement Worksheet, this herd size requires 27.9 afa. The corresponding daily volume can be delivered in 2 hours at a diversion rate of 0.46 cfs.

Based on similar calculations for pre-1963 conditions, this dairy would have required 24.3 afa, also at a diversion rate of 0.46 cfs. This application for permit seeks the increased annual volume due to growth between 1963 and 1987 of 3.6 afa at a diversion rate of 0.46 cfs.

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DAILY FRESH WATER REQUIREMENT FOR DAIRY FACILITY

FOR: Murgoitio Dairy - 1987 Conditions for permit
BY: Steven Hannula
DATE: 2/10/03

STOCKWATER VOLUME REQUIREMENT - 1987 CONDITIONS

TYPE OF ANIMAL	NUMBER	USE/DAY GAL/DAY	TOTAL GAL/DAY	TOTAL GAL/YEAR
MILKING COWS	571	34	19,414	7,086,110
DRY COWS	87	12	1,044	381,060
HEIFERS	135	12	1,620	591,300
TOTAL GALLONS			22,078	8,058,470

STOCKWATER ANNUAL VOLUME NEEDED (AFA) 24.73

COMMERCIAL VOLUME REQUIREMENT

WASH PEN ESTIMATE

GPM PER NOZZLE	NUMBER OF NOZZLES	TIME PER USE (IN MINUTES)	NUMBER OF USES	TOTAL GAL/DAY	TOTAL GAL/YEAR
0.00	0	3	5	0	0

MILKING PARLOR ESTIMATES

ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
BULK TANK	140	1	140	51,100
COW PREP	0.5	1,142	571	208,415
PIPELINES	150	2	300	109,500
PARLOR CLEANUP	800	2	1,600	584,000
BULK ROOM	0	2	0	0
WASHPEN CLEANUP	0	0	0	0
TOTAL MILK PARLOR USE			2,611	953,015

BARN USE				
ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
MISTERS (3 MONTHS A YEAR)	0	0	0	0
TOTAL BARN USE			0	0

MISCELLANEOUS USES				
ITEM	GALS/OP	X'S/DAY	GALS/DAY	GALS/YEAR
TOWEL WASHING	50	2	100	36,500
EMPLOYEE SHOWERS & RESTROOMS	50	2	100	36,500
MAINTENANCE SHOP	0	0	0	0
TOTAL MISCELLANEOUS USES			200	73,000

MISC
COMMERCIAL ANNUAL VOLUME NEEDED (AFA) 3.15

STOCK WATER VOLUME REQUIREMENT =	24.73
COMMERCIAL REQUIREMENT =	3.15
TOTAL VOLUME REQUIRED =	27.88

Claim 63-17946 supplies 24.3 afa for stockwater and commercial uses for pre-1963 conditions.
1987 water demand is 27.88 afa. Application for permit for the difference - 3.6 afa

-WET COWS

DECEMBER 1987

12-1 THROUGH 12-15-87

12-16 THROUGH 12-31-87

TOT COWS L.C. L.P. L.J.
387 138 33

TOT COWS L.C. L.P. L.J.
395 145 31

COWS DRY -16 -2 -1

COWS DRY +20 -13 -4

COWS FRESH +26 +10

COWS FRESH +23 +5 +2

COWS SOLD -2 -1

COWS SOLD -22 -8 -2

COWS DEAD -1

COWS DEAD

395 145 31

376 129 27

DEC 16-31, 1987

DEC 1-15, 1987

BS.33 AVG LB

0.00 *

26,200.00 +
25,910.00 +
25,830.00 +
25,610.00 +
25,300.00 +
25,700.00 +
26,090.00 +
25,810.00 +
25,690.00 +
25,870.00 +
25,250.00 +
25,650.00 +
25,960.00 +
25,640.00 +
26,270.00 +
386,780.00 *

15.15
15.15
L.A.
15 DAYS 129
= 99.8

24.82
5.20

386,780.00 ÷
15. =
25,785.33 *

26,050.00 +
25,720.00 +
26,300.00 +
26,370.00 +
26,140.00 +
26,430.00 +
26,160.00 +
26,220.00 +
26,280.00 +
24,360.00 +
24,770.00 +
25,360.00 +
25,680.00 +
25,320.00 +
25,400.00 +
25,420.00 +
411,980.00 *
411,980.00 ÷
16. =
25,748.75 *

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R1E R2E

T3N
T.3 N.
T.2 N.
T2N

32°30'
49'21"

4820

4819

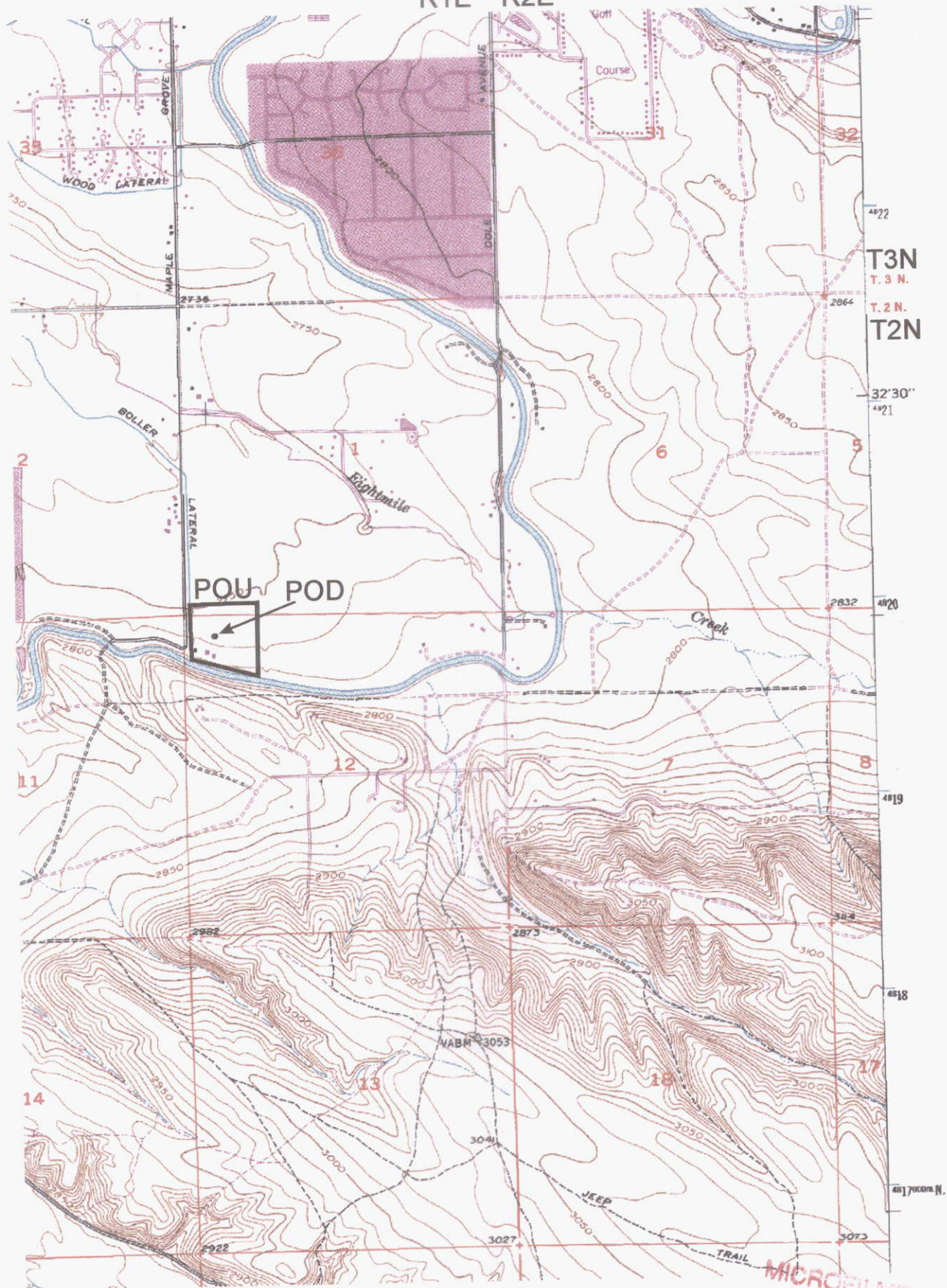
4818

48170000 N.

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Place of Use Map for Murgoitio Dairy

No Gov lts



REQUEST TO PROCESS

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

Should questions arise during the processing of this application please contact:
Steven Hannula - ERO Resources Corp. (208) 373-7983

Name of Applicant Lou and/or Vicki Murgoitio

Mailing Address 7373 S. Maple Grove
Boise, ID 83709

Application No. Heifer lot
(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.

X

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 also understand that the Director will not require mitigation until 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

Lou Murgoitio indicated

Date

JUNE 13, 2003

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082
MICROFILMED
JUN 13 2003

**NOW
STARTING
RIGHT
SIDE OF
FILE**

RECEIVED

JUL 18 2003

REQUEST TO PROCESS

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

Should questions arise during the processing of this application please contact:
Steven Hannula - ERO Resources Corp. (208) 373-7983

RECEIVED

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WATER RESOURCES
WESTERN REGION

Name of Applicant Lou and/or Vicki Murgotio

Mailing Address 7373 S. Maple Grove
Boise, ID 83709

Application No. Dairy 63-31662
(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.

 X 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 also understand that the Director will not require mitigation until 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

Lou Murgotio

Under Protest

Date

JUNE 13, 2003

MICHAEL HED

Please return this form to:

SEP 09 2003

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



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 8, 2003

RICHARD J MURGOITIO
LOUIS P MURGOITIO
7373 S MAPLE GROVE RD
BOISE ID 83709

RE: Permit No. 63-31662

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.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

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.

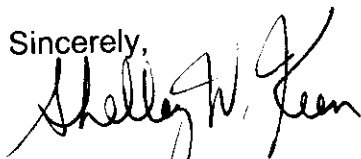
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Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact 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 black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley W. Keen

Water Rights Supervisor

Enclosure(s)

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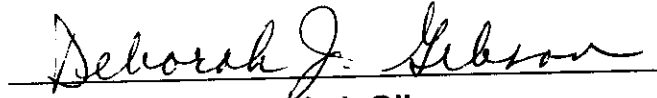
CERTIFICATE OF SERVICE

I hereby certify that on July 8, 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.

63-31662

**LOUIS P MURGOITIO
RICHARD J MURGOITIO
7373 S MAPLE GROVE RD
BOISE ID 83709**

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

**Deborah J. Gibson
Administrative Assistant**

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SEP 09 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.

M E M O R A N D U M

Date: July 03, 2003
To: Water Right File 63-31662
From: dgibson
Re: Permit Review

This permit is being issued with a condition that the commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation.... A telephone call from Steven Hannula, with ERO Resources, verified that with the applicants were planning to apply wastewater to the place of use located in the SWSW, Section 1, T03N, R01E.

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SEP 09 2003

The Idaho Statesman

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

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	864483	APPLICATION	\$153.50
Attention:	P.O. #	Run Dates	
SUE TAYLOR		MAY 1, 8, 2003	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705		RECEIVED MAY 12 2003	Number of Lines 2 X 43 Affidavit 1 Legal # 16277

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE

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

63-31662

RICHARD J MURGOITTO
7373 S MAPLE GROVE RD
BOISE ID 83709
LOUIS P MURGOITTO
7373 S MAPLE GROVE RD
BOISE ID 83709

Point(s) of Diversion: NWNW S12 T02N R01E ADA County Source GROUND WATER
Use: STOCKWATER 01/01 To 12/31 0.46 CFS
Use: COMMERCIAL 01/01 To 12/31 0.08 CFS
Total Diversion: 0.46 CFS
Date Filed: 03/12/2003
Place Of Use: STOCKWATER
T02N R01E S12 NWNW
T03N R01E S1 SWSW
COMMERCIAL
T02N R01E S12 NWNW
T03N R01E S1 SWSW

Remark: Applicant agrees to mitigate consumptive use in the future as needed.
Development completed by November 1987.

Water bearing zone to be appropriated is from 99 to 152 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 05/19/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER,
Director

Pub. May 1,8, 2003

16277

JANICE HILDRETH, 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:

TWO

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

beginning issue of: MAY 1, 2003

ending issue of: MAY 8, 2003

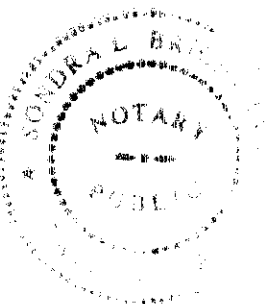
Janice Hildreth

STATE OF IDAHO)

.SS

On this 8 day of MAY in the year of 2003
before me, a Notary Public, personally appeared before me
Janice Hildreth 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.

Rondra L. Bugher
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 6/20/04



MICROFILMED

MAY 12 2003

ERO Resources Corp.
1106 N. Cole Rd., Suite C
Boise, ID 83704-8661
(208) 373-7983
Fax: 373-7985



Denver • Boise

www.eroresources.com
eroboise@eroresources.com

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MAR 12 2003

WATER RESOURCES
WESTERN REGION

March 10, 2003

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

RE: Application for Permit for Louis and Richard Murgoitio, Dairy

Dear Lori:

Please accept this application for permit for Louis and/or Richard Murgoitio. This application is intended to acquire stockwater and commercial water for growth that occurred between 1963 and 1987 at their dairy. The supporting data show that the number of wet cows in 1987 totaled 571. Using current proportions of wet cows to dry and heifers, the total number of head on the dairy in 1987 is 793.

The attached Dairy Requirement Worksheet shows the water demand of the dairy for 1987 conditions, including the commercial needs. This application for permit seeks the difference of in water requirements between 1987 and pre-1963 conditions.

The enclosed documentation for this application and the accompanying support for claim 63-17946 should resolve the issues surrounding transfer #4565. The Murgoitio's hope processing of that transfer can proceed.

If there are any questions, please feel free to contact me.

Regards,

A handwritten signature in cursive script that reads "Steve R. Hannula".

Steven R. Hannula

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SEP 09 2003

April 23, 2003

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-31661 + 2

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice 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 notice 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 05/19/2003. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary
ID Dept of Water Resources

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SEP 09 2003

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

63-31662

RICHARD J MURGOITIO
7373 S MAPLE GROVE RD
BOISE ID 83709
LOUIS P MURGOITIO
7373 S MAPLE GROVE RD
BOISE ID 83709

Point(s) of Diversion NWNW S12 T02N R01E ADA County Source GROUND WATER

Use: STOCKWATER 01/01 To 12/31 0.46 CFS

Use: COMMERCIAL 01/01 To 12/31 0.08 CFS

Total Diversion: 0.46 CFS

Date Filed: 03/12/2003

Place Of Use: STOCKWATER

T02N R01E S12 NWNW

T03N R01E S1 SWSW

Place Of Use: COMMERCIAL

T02N R01E S12 NWNW

T03N R01E S1 SWSW

Remark: Applicant agrees to mitigate consumptive use in the future as needed.
Development completed by November 1987.
Water bearing zone to be appropriated is from 99 to 152 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

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KARL J DREHER, Director

Published in the Idaho Statesman on May 1 and 8, 2003.

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SEP 09 2003