

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-12601

Priority: 08/24/2000

Maximum Diversion Rate: 0.20 CFS

This is to certify, that MALLARD FARMS
ROCKY MTN PIZZA HUTS INC
504 N PHILLIPPI
BOISE ID 83706

has applied for a permit to appropriate water from:

WASTEWATER tributary to **BOISE RIVER**

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>	<u>ANNUAL VOLUME</u>
WILDLIFE STORAGE	01/01 to 12/31		20.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER L4 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27, Twp 05N, Rge 05W, B.M. CANYON County

PLACE OF USE: WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 05W 21	X																
	L 8																
05N 05W 22						X	X										
							L 4										

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2006**.
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. 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.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

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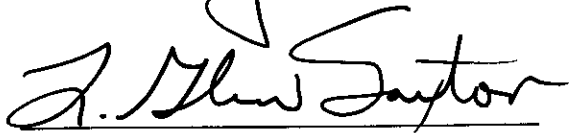
State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-12601

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
7. Approval of this permit does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 2nd day of February, 2001.


for KARL J DREHER, Director

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RECEIVED

JAN 17 2001

Department of Water Resources

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant MALLARD FARMS Phone 344-5784
Post Office address ROCKY Mtn PIZZA HUTS, INC., 504 N PHILLIPPI, BOISE 83706
2. Source of water supply WASTE WATER which is a tributary of BOISE R
3. Location of point of diversion is NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot 4
Sec. 27 Township 5N Range 5W B.M. CANYON County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 20 af for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .20 for Div to Stor 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) .20 and/or (b) 20
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Ditch Ponds (Existing)
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 _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. Fill 4 ponds for wildlife. Overflow will return to the Boise R

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9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	5W	21	48																
		22						W	44										

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? "

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

12. Remarks: _____

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.

OFFICERS:

Jerry Waller, Pres.

Ward Williamson, V. Pres.

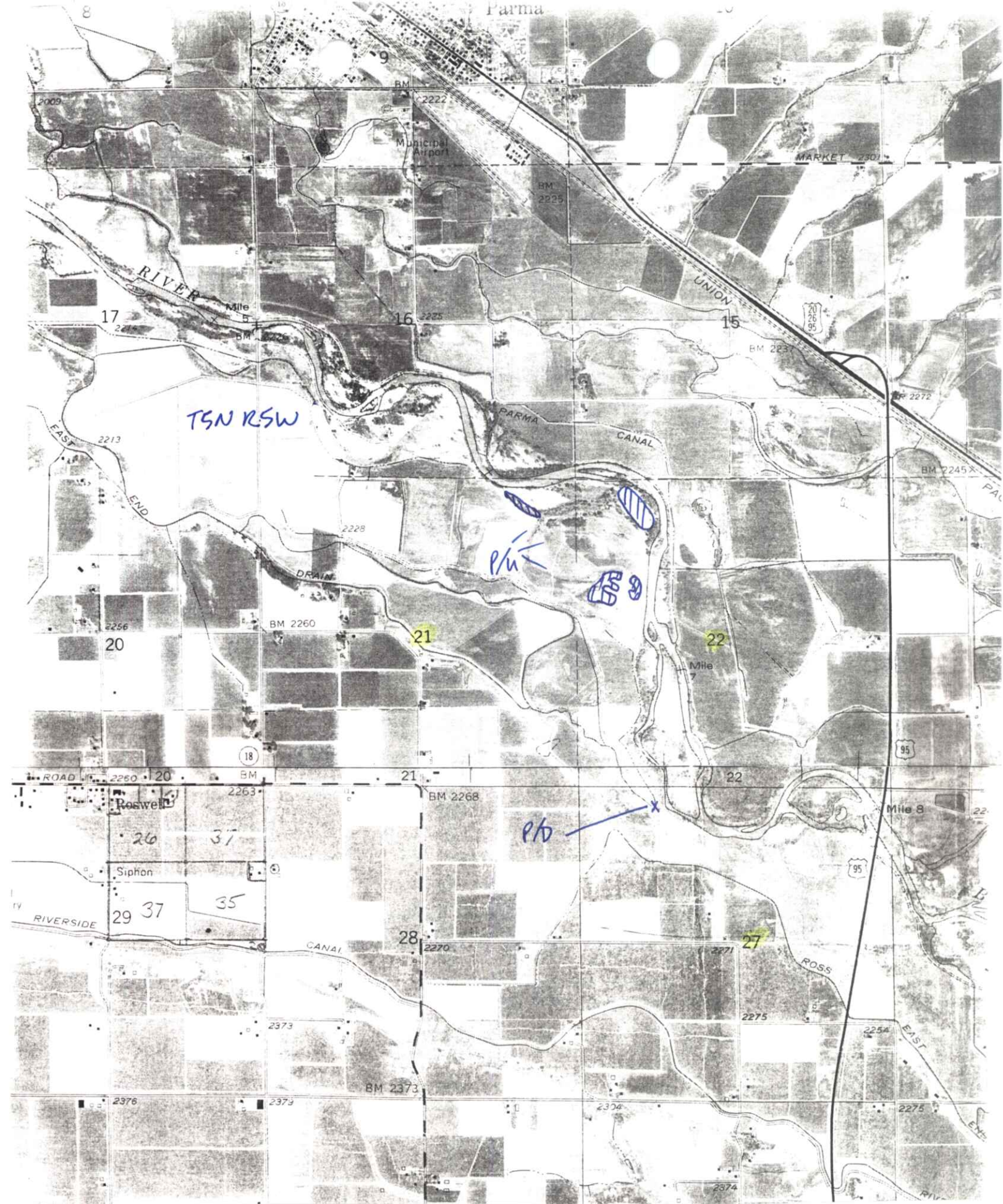
Ward A. Williamson

(Applicant)

Received by ST Date 8-24-00 Time 11 AM Preliminary check by 6
 Fee \$ 100 Receipted by LM # W026892 Date 8/24/00
 Publication prepared by 82 Date 11/30/00 Published in PRESS TRIBUNE
 Publication approved ST Date 1-9-01

12/7/14/200
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MAR 23 2001



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MAR 29 2001

Ident. No. 63-12601

RECEIVED

OCT 27 2000

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

AUG 24 2000

WATER RESOURCES
WESTERN REGION

1. Name of Applicant Mallard Farms Phone 344-5784
Post Office address Rocky Mtn. Pizza Huts, Inc 504 N. Phillippi, Boise, ID , 83706
2. Source of water supply Meadow & Baldrige Drain which is a tributary of Boise River
3. Location of point of diversion is 1/4 of 1/4 of 1/4, Govt. Lot
Sec. 21-22 Township 05N Range 05W B.M. Canyon 27 County; additional points of
diversion if any: POD in 27
4. Water will be used for the following purposes: Fill Ponds for Wildlife Storage
Amount 0.20 for Fill Ponds 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) 0.20 and/or (b) 0.20
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Meadows and Baldrige Drain
Existing Diversion Structure into existing Upper Haaa Ditch
 - b. Height of storage dam Existing Varies feet; active reservoir capacity 19.3 acre-feet; total
reservoir capacity 19.3 acre-feet; period of year when water will be diverted to storage:
11-15-3-15 to _____ inclusive.
 - c. Proposed well diameter is NA inches; proposed depth of well is NA feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? NA; Drilling firm NA:
Well was drilled for (well owner) NA
7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity if KW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. Fill 4 ponds for wildlife-overflow returned to Boise River

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ORIGINAL

9. Description of place of use: Mallard Farms - 26620 Lee Lane - Parma, ID

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
		S-21	NE	NE	POND	4													
		S-22	NW	NW	Pond	2													
		S-22	SW	NW	Ponds	1	&3												

Total number of acres to be irrigated NA

10. Describe any other water rights used for the same purposes as described above 63-02-611 & 63-00-202

11. a. Who owns the property at the point of diversion? Unknown

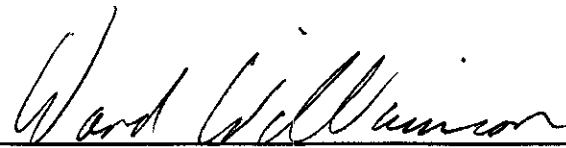
b. Who owns the land to be irrigated or place of use? Mallard Farms

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

12. Remarks: Water from Meadows and Baldrige Drains flows back into the Boise River
from the Ponds

13. MAP OF PROPOSED PROJECT ATTACHED Yes Show clearly the proposed point of diversion, place of use, section number, township and range number. Sec. 27, Township 05N, Range 05W

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.



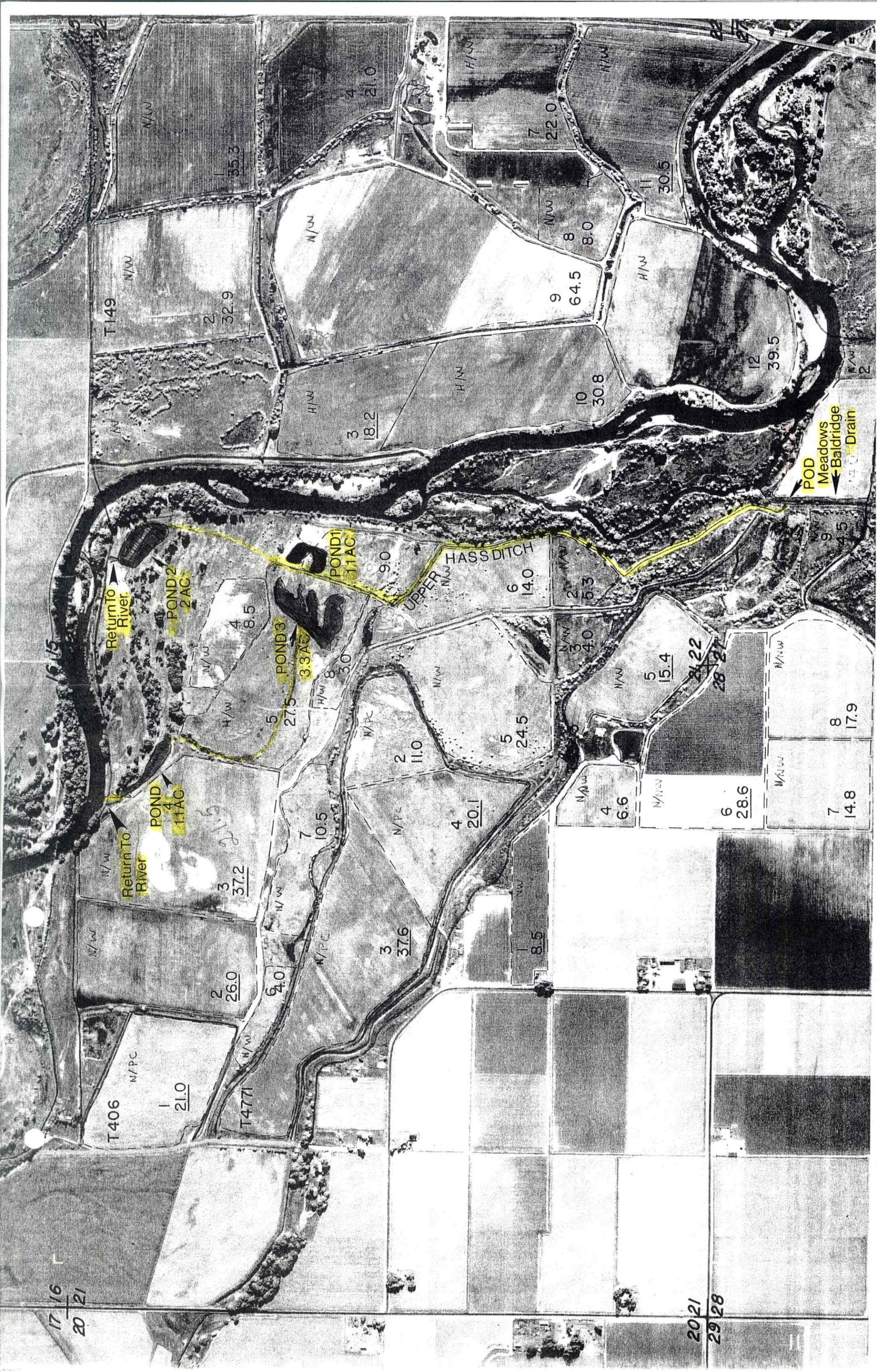
(Applicant)

Ward Williamson

Received by St Date 8-24-00 Time 11:00 AM Preliminary check by _____
Fee \$ 100.00 Receipted by LM # 0026892 Date 8-24-00
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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MAR 23 2001



**NOW
STARTING
RIGHT
SIDE OF
FILE**



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

February 5, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MALLARD FARMS
ROCKY MTN PIZZA HUTS INC
504 N PHILLIPPI
BOISE ID 83706

RE: Permit No. 63-12601

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.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

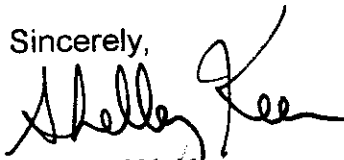
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MAR 29 2001

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 Keen". The signature is fluid and cursive, with the first name "Shelley" and the last name "Keen" clearly distinguishable.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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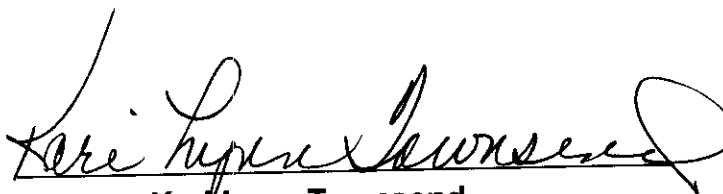
MAR 29 2001

CERTIFICATE OF MAILING

I hereby certify that on February 5, 2001 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. 63-12601

**MALLARD FARMS
ROCKY MTN PIZZA HUTS INC
504 N PHILLIPPI
BOISE ID 83706**

A handwritten signature in black ink, appearing to read 'Karl Lynn Townsend', written over a horizontal line.

**Karl Lynn Townsend
Secretary**

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MAR 29 2001

**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:

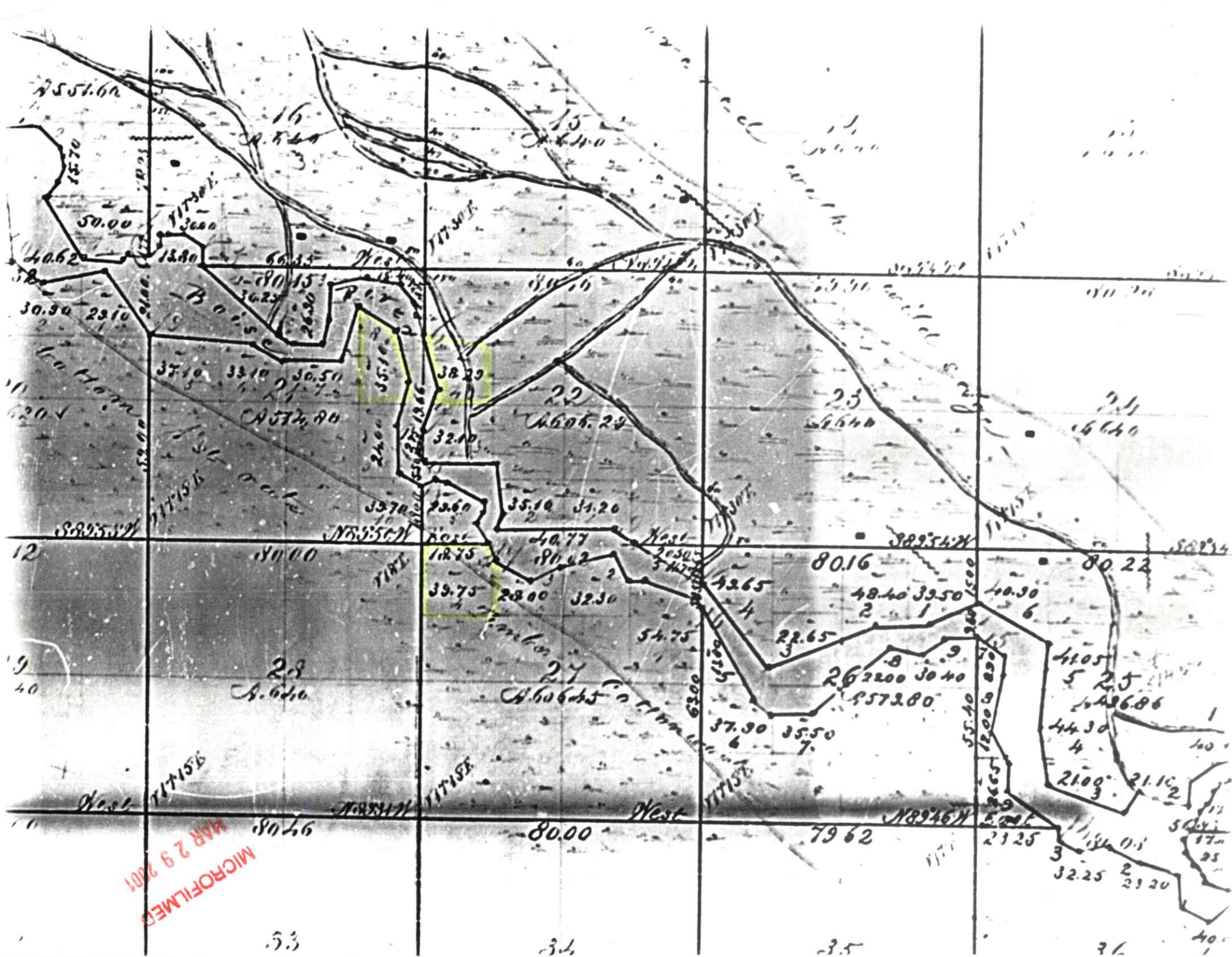
- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

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.



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12601

MALLARD FARMS

ROCKY MTN PIZZA HUTS INC

504 N PHILLIPPI
BOISE, ID 83706
Source: WASTE WATER
Tributary: BOISE RIVER
Diversion Pt: LOT 4 (NENWNW)
Sec 27 T 05N R 05W
in CANYON County.
Use: WILDLIFE STORAGE
(20.00 AF)

DIVERSION TO STORAGE:
(0.200 CFS)

Total Diversion: (0.200 CFS)

Date Filed: 11/ 6/2000

In: CANYON County

T 05N R 05W S21 Lot 8 (NENE)
S22 NWNW

Lot 4 (SWNW)

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

63-12606

MERGES, DOUGLAS M.

27205 WINGSETTER LANE

PARMA, ID 83660

Source: ROSS EAST END DRAIN

Tributary: SOUTH BOISE DRAIN

Diversion Pt: LOT 7 (SESW)

Sec 17 T 05N R 05W

in CANYON County.

Use: IRRIGATION (0.090 CFS)

Total Diversion: (0.090 CFS)

Date Filed: 10/ 16/2000

In: CANYON County

T 05N R 05W S17 Lot 7 (SESW)

3.0 ACRES TOTAL

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

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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before DECEMBER 26, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

December 7, 14, 2000

2284

DANIEL J. JONES
of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper two times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following:
December 7, 14, 2000

STATE OF IDAHO)
County of Canyon)

On this 20th day of December

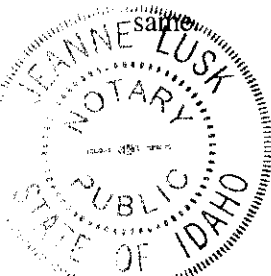
in the year of 2000 before me a Notary Public, personally appeared. Daniel J. Jones, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that she executed the

RECEIVED

DEC 15 2000

WATER RESOURCES
WESTERN REGION

DEC 23 2000



Jeanne Lusk
Notary Public for Idaho
Residing at Nampa
My Commission expires June 21st, 2003

REQUEST TO PROCESS

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

Name of Applicant Mallard Farms

Mailing Address Roxky Mtn. Pizza Hut, Inc. 504 N. Phillippi, Boise, ID 83705

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 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



Ward C. Williamson

Date

August 23, 2000

Please return this form to:

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

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MAR 28 2001

ENT BY: IDWR WESTERN REGION;

334 2348;

JAN-11-01 1:12PM;

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01-99

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No: 63-12601 A+BApplicant's Name: Mallard Farms

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows: _____

- c) ☐ I oppose approval of this application for the following reasons: _____

- d) Additional Comment: _____

MICROFILMED
MAR 29 2001Dated this 12 day of January, 2001Water District No: 63Lee Lin
Watermaster's Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way, Boise, Idaho 83705

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE

Governor

January 11, 2001

KARL J. DREHER

Director

LEE SISCO
WATER DISTRICT 63
6616 OVERLAND RD
BOISE ID 83709

Re: Application for Water Right No. 63-12601 A&B in the Name of Mallard Farms

Dear Watermaster:

Enclosed is a copy of the above-referenced application for permit. Also enclosed is a form for your recommendation concerning this application.

Please review the application. We must have your comments within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads 'Gary Spackman'. The signature is written in a cursive, flowing style.

Gary Spackman

GS:lm

Encl: Copy of Application
Recommendation of Watermaster Form

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MAR 29 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

December 1, 2000

KARL J. DREHER
DIRECTOR

LEE SISCO
WATER DISTRICT 63
6616 OVERLAND RD
BOISE ID 83709

Re: Application for Water Right No. 63-12606 in the Name of Douglas M Merges
Application for Water Right No. 63-12601 in the Name of Mallard Farms
Application for Water Right No. 63-12602 in the Name of Jack and/or Sheila Larkin
Application for Water Right No. 63-12603 in the Name of Jack and/or Sheila Larkin
Application for Water Right No. 63-12605 in the Name of Steve Hanson

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications. We must have your comments within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:lm

Encl: Copy of Application
Recommendation of Watermaster Form

MICROFILMED
MAR 29 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

December 1, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Water Right No. 65-13976 in the Name of Billy and/or Joan Klas
Application for Water Right No. 65-13978 in the Name of Carol Lynn MacGregor
Application for Water Right No. 65-13979 in the Name of USDA Forest Service Banks
Store and Cafe
Application for Water Right No. 65-13981 in the Name of Patrick and/or Terri Greeson
Application for Water Right No. 65-13982 in the Name of Randy and/or Marian Woods
Application for Water Right No. 65-13983 in the Name of Gina Pagel
Application for Water Right No. 65-13984 in the Name of Gina Pagel
Application for Water Right No. 65-13985 in the Name of Quaker Hill Conference, Inc.
Application for Water Right No. 57-7700 in the Name of John and/or Joyce Turner
Application for Water Right No. 57-7699 in the Name of Barney R Hughes
Application for Water Right No. 63-12606 in the Name of Douglas M Merges
Application for Water Right No. 63-12601 in the Name of Mallard Farms
Application for Water Right No. 63-12602 in the Name of Jack and/or Sheila Larkin
Application for Water Right No. 63-12603 in the Name of Jack and/or Sheila Larkin
Application for Water Right No. 63-12605 in the Name of Steve Hanson

Dear Sir:

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. 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 this application(s), your written protest along with the \$25.00 protest fee must be received in this office by December 26, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm
Encl.

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MAR 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

NOVEMBER 30, 2000

KARL J. DREHER
DIRECTOR

Legal Notices Department
Press-Tribune
P.O. Box 9399
Nampa, ID 83652

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 26, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

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MAR 29 2001

NOTICE OF APPLICATION FOR WATER RIGHT

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

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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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before DECEMBER 26, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 12/ 7/2000 & 12/14/2000

RECEIVED

DEC 29 2001

63-12601

MALLARD FARMS
ROCKY MTN PIZZA HUTS INC
504 N PHILLIPPI
BOISE, ID 83706

Source: WASTE WATER

Tributary: BOISE RIVER

Diversion Pt: LOT 4 (NENWNW) Sec 27 T 05N R 05W in CANYON County.

Use: WILDLIFE STORAGE	(	20.00 AF)
DIVERSION TO STORAGE	(	0.200 CFS)
Total Diversion:	(	0.200 CFS)

Date Filed: 11/ 6/2000

In: CANYON County
T05N R05W S21 Lot 8 (NENE)
S22 NWNW Lot 4 (SWNW)

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

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MAR 29 2001