

**STARTING
LEFT
SIDE OF
FILE**

Amt. of Fee \$: 100.00
Receipt No. WP 32782
Receipt By: sk
Date Received: 4-7-05

RECEIVED

APR 07 2005

**WATER RESOURCES
WESTERN REGION**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

APR 11 2005

DEPARTMENT OF
WATER RESOURCES

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. 63-31690 Telephone No. 208-884-2002
2. Name of Permit Holder(s): BanBury Meadows LLC c/o Brian Hoff
3. Mailing Address: 280 E. Corporate Drive #200
City Meridian State ID Zip 83642
4. Source of Water: Ground Water 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): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: Aesthetic Storage
6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 58.5 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 <u>X</u> |
| | Has the measuring device been installed? | Yes _____ or No <u>X</u> |
8. Fee Enclosed: \$ 100.00 (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: Brian Hoff Telephone Number: 208-884-2002
Address: 280 E. Corporate Drive #200, Meridian, ID 83642

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.* 1

Signature of permit holder:

(include your title, if on behalf of company or organization)

Date:

3/3/05

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-31690

Priority: September 20, 2002

Maximum Diversion Volume: 58.5 AF

This is to certify, that BANBURY MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR
MERIDIAN ID 83642

has applied for a permit to appropriate water from:

Source: GROUND WATER **Tributary:** BOISE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
AESTHETIC STORAGE	01/01 to 12/31	58.5 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	L1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)	Sec. 19, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	L7 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)	Sec. 20, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 20, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	L1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)	Sec. 19, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 20, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	L6 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)	Sec. 20, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 20, Twp 04N, Rge 01E, B.M., ADA County

PLACE OF USE: AESTHETIC 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	
04N 01E 19	X																
	L1																
04N 01E 20			X	X		X	X	X					X	X			
			L7	L8		L5		L6									

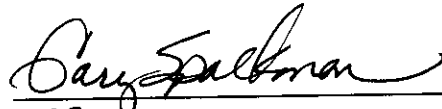
CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2010**.
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 the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Water bearing zone to be appropriated is from 1 to 7 feet.
6. Mitigation for consumptive use of water under this right shall be provided by Rights 63-192, 63-19425 and 63-216C as approved by Transfer 70620.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-31690

7. If the specified mitigation rights are not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under this permit shall be reduced by the same proportion as the reduction to the mitigation rights.
8. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
9. Aesthetic storage use is for excavated ponds.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 4th day of March, 2005.


FDR KARL J DREHER, Director

RECEIVED
FEB 24 2005
DEPARTMENT OF
WATER RESOURCES

FORM 202
12/99

Ident. No. 63-31690

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 Banbury Meadows LLC/Brian Hoff Phone 884-2002
 Mailing address 280 N. Corporate Drive, Meridian, ID 83642
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is Township 4N Range 1E Sec. 19 in the NE 1/4,
NE 1/4, Govt. Lot 1 B.M., Ada County; additional points of diversion if any: SWNE;
SWNW; SENW; NESE; Sec. 20, T4N, R1E, NENE 41 Sec 19 T4N R1E
4. Water will be used for the following purposes:
 Amount 58.5 acft for Aesthetic Storage 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) _____ and/or (b) 58.5
cfs acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Excavated ponds
consisting of 13 acres of previously irrigated land.
 - 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 _____ feet
 - d. Is ground water with a temperature of greater than 85° F being sought? No
 - e. If well is already drilled, when? N/A; Drilling firm _____
 Well was drilled for (well owner) _____, Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 5 years
(minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity 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. Excavated ponds for aesthetic storage purposes.

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	
4N	1E	19	A✓ (41)																
4N	1E	20			A✓ (47)	A✓ (48)		A✓ (45)	A✓ (46)						A✓ (41)	A✓ (42)			

Total number of acres to be irrigated 0

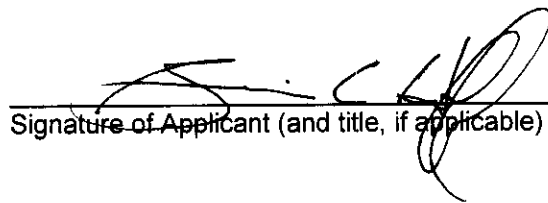
10. Describe any other water rights used for the same purposes as described above. None

- 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: _____

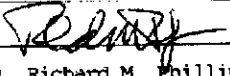
12. Remarks: Ground water has risen to fill the ponds constructed for aesthetic purposes. The water will not be diverted, and evaporation loss is mitigated by the non-irrigation of the 13 acres excavated.

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.)

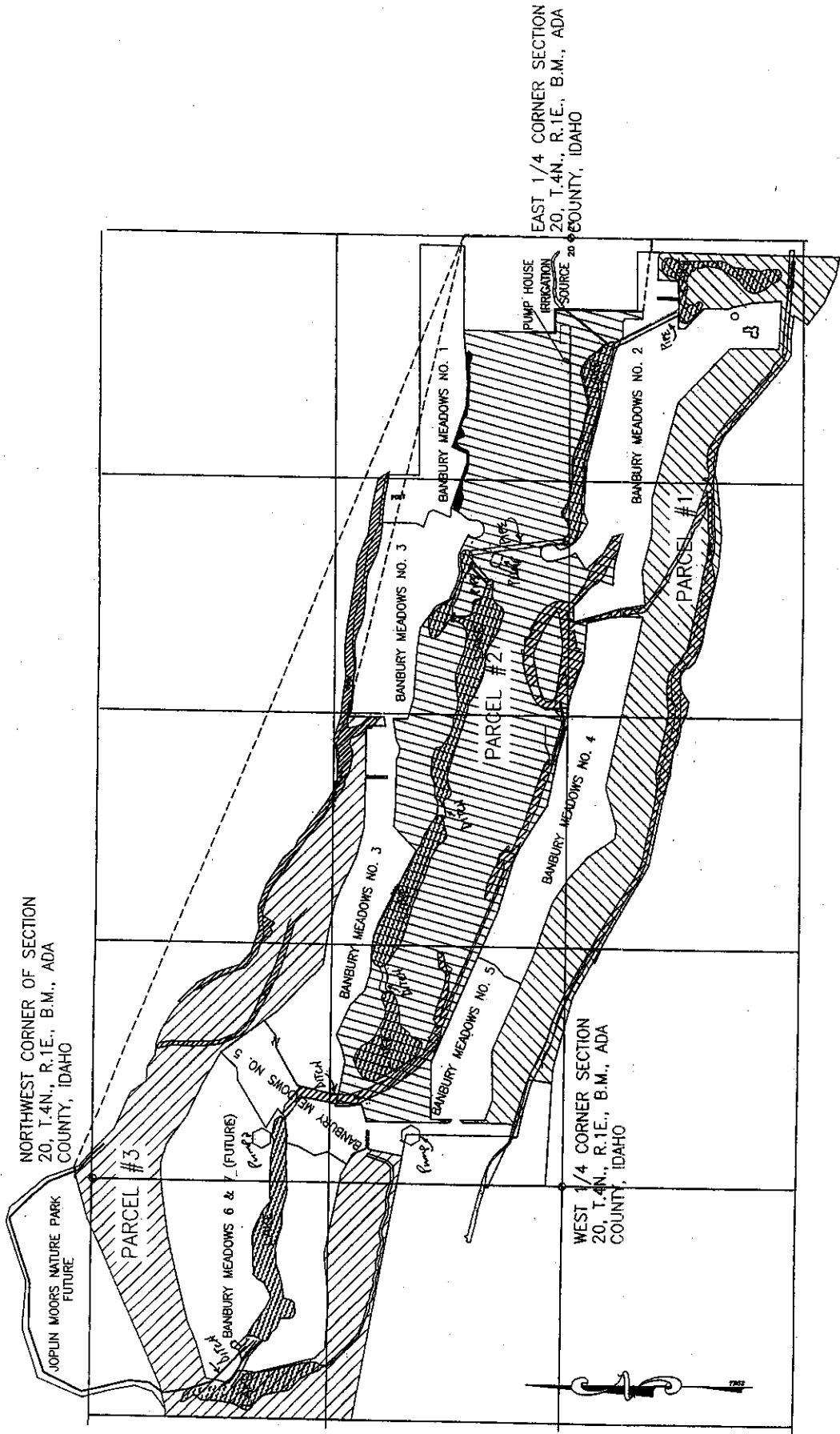
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho a herein set forth.


Signature of Applicant (and title, if applicable)

Received by Sh Date 9/20/02 Time 3:28 Preliminary check by Ly
 Fee \$ 250.00 Received by K1 # W029726 Date 9/20/02
 Publication prepared by AK Date 1-15-22-04 Published in THE IDAHO STATESMAN
 Publication approved AK Date 1-26-04

No. W 1093	Due no later than Apr 30, 2003 Annual Report Form		2. Registered Agent and Office NO PO BOX																			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080	BANBURY MEADOWS, LLC RICHARD M PHILLIPS 210 MURRAY ST BOISE, ID 83714		RICHARD M PHILLIPS 210 MURRAY ST BOISE, ID 83714																			
NO FILING FEE IF RECEIVED BY DUE DATE			3. New Registered Agent Signature																			
4. Limited Liability Companies: Enter Names and Addresses of Managers.																						
<table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td></td> <td>Richard M. Phillips</td> <td>210 Murray Street</td> <td>Boise</td> <td>Idaho</td> <td>83714</td> </tr> <tr> <td></td> <td>Harvey Hoff</td> <td>280 E. Corporate DR.</td> <td>Meridian</td> <td>Idaho</td> <td>83642</td> </tr> </tbody> </table>	Office held	Name	Street or P.O. Address	City	State	Zip		Richard M. Phillips	210 Murray Street	Boise	Idaho	83714		Harvey Hoff	280 E. Corporate DR.	Meridian	Idaho	83642				
Office held	Name	Street or P.O. Address	City	State	Zip																	
	Richard M. Phillips	210 Murray Street	Boise	Idaho	83714																	
	Harvey Hoff	280 E. Corporate DR.	Meridian	Idaho	83642																	
5. Organized Under the Laws of: IDAHO W 1093		6. Signature  Date <u>3-4-03</u> Name (Printed) Richard M. Phillips Title Manager																				
Issued 02/03/2003		Do Not Tape or Staple		1090																		

BANBURY MEADOWS GOLF COURSE PLACE OF USE



JOHNSON ENGINEERING
FEB. 5, 2003

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 23, 2006

BANBURY MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR #200
MERIDIAN ID 83642

PROOF ACKNOWLEDGMENT LETTER

Re: Permit No. 63-31690

Dear Permit Holders:

The department acknowledges receipt of the proof of beneficial use ("proof") form submitted for the above-referenced permit. The next step in the process of developing a water right is for the department to conduct the field examination to determine and confirm the use of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right 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, or at the department's website at: www.idwr.idaho.gov

If you have questions about the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

A handwritten signature in black ink that reads "Christine Roberts". The signature is written in a cursive, flowing style.

Christine Roberts
Technical Records Specialist

Encl.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 7, 2005

BANBURY MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR
MERIDIAN ID 83642

RE: Permit No. 63-31690

Permit Approval Notice

Dear Permit Holder:

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

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

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

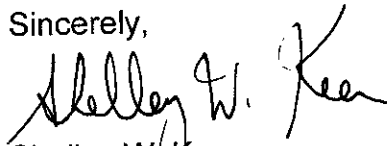
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

cc: ERO RESOURCES CORP

CERTIFICATE OF SERVICE

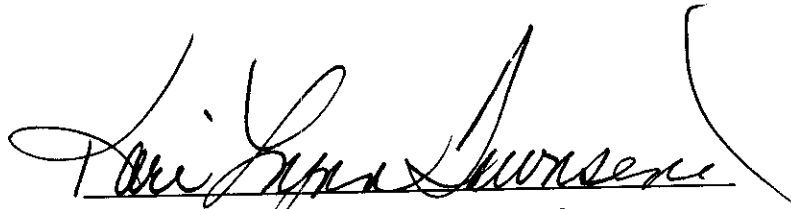
I hereby certify that on March 7, 2005 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

63-31690

**BANBURY MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR
MERIDIAN ID 83642**

**ERO RESOURCES CORP
C/O STEVE HANNULA
1106 N COLE RD STE C
BOISE ID 83704-8661**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**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.

The Idaho Statesman

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

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DT#	Identification	Amount	
047628	1017569	APPLICATION FOR PERMIT	\$145.00	
Attention:	P.O. #	Run Dates		
SUE KREGER		JANUARY 15, 22, 2004		
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705			Number of Lines 2 X 40	
RECEIVED JAN 26 2004 WATER RESOURCES WESTERN REGION			Affidavit	Legal #
			1	18322

LEGAL NOTICE

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

63-31690
BAMBU MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR
MERIDIAN ID 83642

Point(s) of Diversion L1 (NENE)
Point(s) of Diversion L7 (SWNE)
Point(s) of Diversion NESE
Point(s) of Diversion L1 (NENE)
Point(s) of Diversion SWNW
Point(s) of Diversion L6 (SENN)
Point(s) of Diversion NESE
Use: AESTHETIC STORAGE

Total Diversion:
Date Filed:
Place Of Use:

S19 T04N R01E ADA County Source GROUND WATER
S20 T04N R01E ADA County Source GROUND WATER
S20 T04N R01E ADA County Source GROUND WATER
S19 T04N R01E ADA County Source GROUND WATER
S20 T04N R01E ADA County Source GROUND WATER
S20 T04N R01E ADA County Source GROUND WATER
S20 T04N R01E ADA County Source GROUND WATER
01/01 To 12/31 58.5 AFA
58.5 AFA

09/20/2002

AESTHETIC STORAGE
T04N R01E S19
T04N R01E S20

NENE Lot 1
SWNE Lot 7 SENE Lot 8
NNWN Lot 5 SWNW
SENN Lot 6 NESE NWSE

Remark: Mitigation is proposed for consumptive use.
Water bearing zone to be appropriated is from 1 to 7 feet.
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/02/2004. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director

Pub. Jan. 15, 22, 2004

18322

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: JANUARY 15, 2004

ending issue of: JANUARY 22, 2004

Janice Hildreth

STATE OF IDAHO)

SS

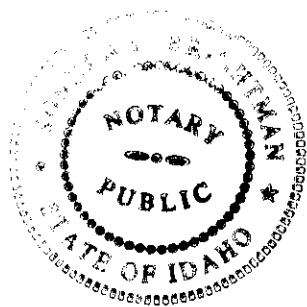
COUNTY OF ADA)

On this 23 day of JANUARY in the year of 2004
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.

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission expires: 6/20/06



12/99

RECEIVED

FEB 03 2004

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECOMMENDATION OF WATERMASTER

Application No: 63-31690Applicant's Name: Banbury Meadows / Brian Hoff

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: Standard Watermaster conditions
+ mitigation water for evaporation
loss and any losses from river due
to ponds close proximity.
- c) ☐ I oppose approval of this application for the following reasons:

- d) ☐ Additional Comment: _____

Dated this 3 day of February, 2004Water District No: 63Lee Lico
Watermaster's Signature

Use reverse side of page if you need more space.

Kreger (Taylor), Sue

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

January 9, 2004

LEE SISCO
WATERMASTER DIST. NO. 63
6616 OVERLAND RD
BOISE ID 83709

Re: Application(s) for Water Right(s)

Dear Watermaster:

Attached are copies of one or more applications. Also attached is a form for your recommendation concerning these application(s).

Please review the application(s) that are in your area. We must have your comments within two weeks. If you have any questions or need information, feel free to contact this office at 334-2190.

Sincerely,

Sue Kreger
Administrative Assistant



63-31690.pdf



Copy of
commendation of Wa



Application.pdf

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

January 07, 2004

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Application for Permit No. 63-31690
Application for Transfer Nos. 68533 and 70620

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 02/02/2004. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

63-31690

BANBURY MEADOWS LLC
C/O BRIAN HOFF
280 N CORPORATE DR
MERIDIAN ID 83642

Point(s) of Diversion	L1 (NENE) ✓	S19	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	L7 (SWNE) ✓	S20	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	NESE ✓	S20	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	L1 (NENE) ✓	S19	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	SWNW ✓	S20	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	L6 (SENW) ✓	S20	T04N R01E	ADA County	Source GROUND WATER
Point(s) of Diversion	NESE ✓	S20	T04N R01E	ADA County	Source GROUND WATER

Use: AESTHETIC STORAGE 01/01 To 12/31 58.5 AFA

Total Diversion: 58.5 AFA

Date Filed: 09/20/2002

Place Of Use: AESTHETIC STORAGE

T04N R01E S19 NENE Lot 1

T04N R01E S20 SWNE Lot 7 SENE Lot 8 NWNW Lot 5 SWNW SENW Lot 6 NESE NWSE

Remark: Mitigation is proposed for consumptive use.
Water bearing zone to be appropriated is from 1 to 7 feet.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/02/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

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