

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources**Permit to Appropriate Water**

NO. 63-32182

Priority: August 15, 2005

Maximum Diversion Rate: 5.00 CFS

This is to certify, that CITY OF MIDDLETON
PO BOX 487
MIDDLETON ID 83644

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	5.00 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER L4 (NW¼ NW¼) Sec. 6, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER NE¼ NW¼ Sec. 8, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER SW¼ NW¼ Sec. 17, Twp 04N, Rge 02W, B.M. CANYON County
GROUND WATER SE¼ NW¼ Sec. 31, Twp 05N, Rge 02W, B.M. CANYON County
GROUND WATER L2 (NW¼ NE¼) Sec. 5, Twp 04N, Rge 02W, B.M. CANYON County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2011**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Water bearing zone to be appropriated is from 150 to 500 feet.
6. 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.
7. Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
8. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
9. 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.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-32182

10. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 1st day of February, 2006.


KARL J DREHER, Director

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-21400

Digital Boundary for City of Middleton

January 31, 2006



1 0 1 2 Miles

-  Place of Use Boundary - City of Middleton
-  Township/Range
-  Sections



RECEIVED

DEC 02 2005

Ident. No.

63-32182

12/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

AUG 15 2005

WATER RESOURCES
WESTERN REGION

1. Name of Applicant City of Middleton Phone (208) 585-3133
Mailing address P.O. Box 487, Middleton, ID 83644
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is Township 5N Range 2W Sec. 31, in the _____ 1/4,
SE 1/4, NW 1/4, Govt. Lot _____, B.M., Canyon County;
additional points of diversion if any: L2 (NWNE) of Section 5, L4 (NWNW) of Section 6, NENW of Section 8,
and SWNW of Section 17, all in T4N R2W
4. Water will be used for the following purposes:
Amount 5.0 cfs for municipal 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)
5. Total quantity to be appropriated is (a) 5.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Five wells with electric pumps, buried
water mains to homes, businesses, and other users.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 18 inches; proposed depth of well is 500 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? 11/28/77; Drilling firm Pete Cope Well No. 4;
12/05/77; Drilling firm Pete Cope Well No. 5;
6/2/95; Drilling firm Knie Well Drilling Well No. 6;
Well was drilled for (well owner) City of Middleton; Drilling Permit No. 63-94-W-1068-200 (Well No. 6)
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 in kW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. City of Middleton
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

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	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law																

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above 63-3398, 63-8310, 63-8704, 63-9128, and 63-22363

11. a. Who owns the property at the point of diversion? Applicant for Wells 4, 5, & 6, City of Middleton lease agreement for Well 7, and City of Middleton well site agreement with REC, LLC for proposed well No. 8

b. Who owns the land to be irrigated or place of use? City of Middleton municipal water system

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: see attached City of Middleton well site agreement with REC, LLC

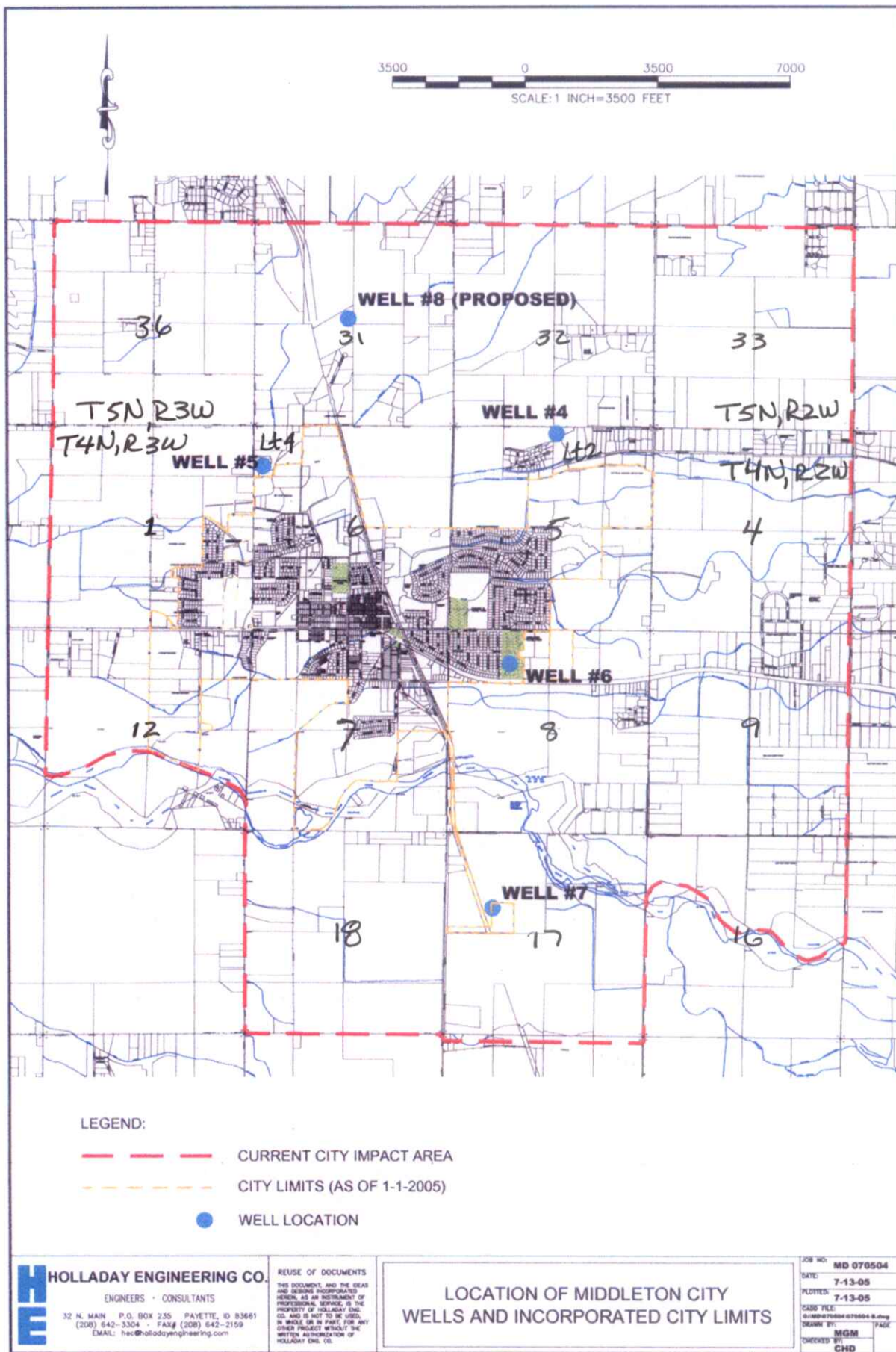
12. Remarks: The City of Middleton proposes constructing a new well (Well No. 8) in the SE NW Section 31, T5N, R2W (under agreement with REC, LLC) with a target capacity of 5 cfs to serve municipal growth in the northern portion of the City of Middleton's municipal water service area. Well No. 8 will be connected to the existing City municipal water distribution system. REC, LLC will deed Well No. 8 to the City under a development agreement. Water-bearing zone to be appropriated is 150 to 500 feet. The City will own and operate all wells and distribution system.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

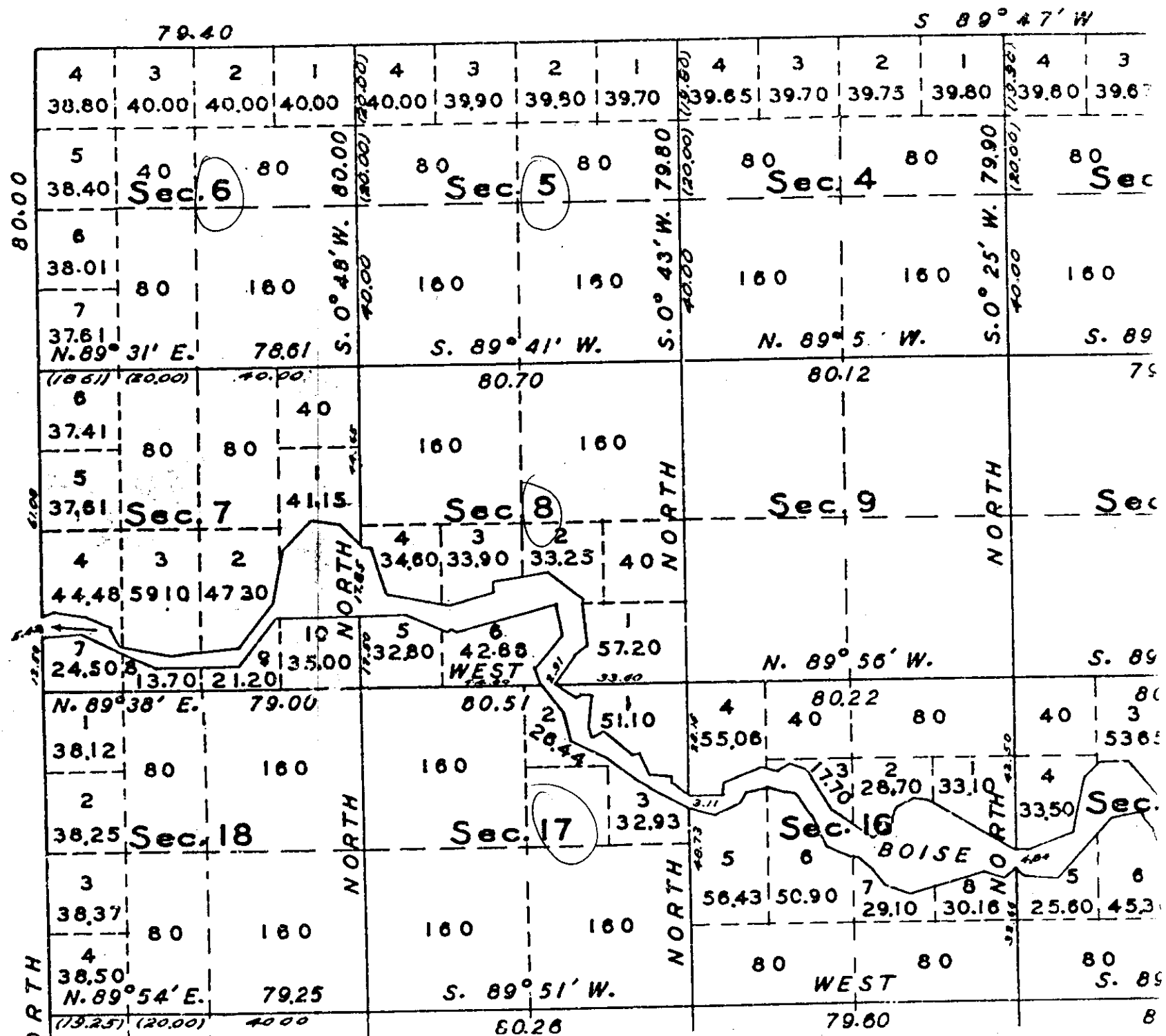
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Frank McKinnon - Mayor
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 08/15/2005 Time 1:30pm Preliminary check by SC
Fee \$ 410.00 Received by [Signature] # W033284 Date 08/15/2005
Publication prepared by [Signature] Date 10-20-05 Published in Press Out
Publication approved [Signature] Date 11-10-05



63-32182



TAN
R2W

REQUEST TO PROCESS

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

Name of Applicant

City of Middleton

Mailing Address

P.O. Box 487

Middleton, ID 83644

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.

☒ 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

Frank McKeem Mayor

Date

Please return this form to:

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

**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

February 2, 2006

CITY OF MIDDLETON
PO BOX 487
MIDDLETON ID 83644

RE: Permit No. 63-32182

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.

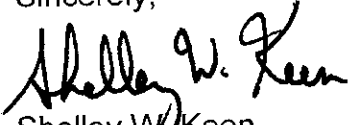
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 that reads "Shelley W. Keen". The signature is written in a cursive, flowing style.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

cc: SPF WATER ENGINEERING LLC

CERTIFICATE OF SERVICE

I hereby certify that on February 2, 2006 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.

63-32182

**CITY OF MIDDLETON
PO BOX 487
MIDDLETON ID 83644**

**SPF WATER ENGINEERING LLC
C/O TERRY SCANLAN
600 E RIVER PARK LN STE 105
BOISE ID 83706**



**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.

MEMORANDUM

Date: January 31, 2006
To: Water Right File 63-32182
From: eretelle
Re: Permit Review

No moratorium or WD

No protest
Overlap with other City of Middleton rights

Recommend approval as suggested by IDWR Western

LEGAL NOTICE

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

63-32182

✓ak

CITY OF MIDDLETON
PO BOX 487
MIDDLETON ID 83644

Point(s) of Diversion	L4 (NWNW)	S6 T04N R02W CANYON County	Source GROUND WATER
Point(s) of Diversion	NENW	S8 T04N R02W CANYON County	Source GROUND WATER
Point(s) of Diversion	SWNW	S17 T04N R02W CANYON County	Source GROUND WATER
Point(s) of Diversion	SENW	S31 T05N R02W CANYON County	Source GROUND WATER
Point(s) of Diversion	L2 (NWNE)	S5 T04N R02W CANYON County	Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 5 CFS
Total Diversion: 5 CFS

Date Filed: 08/15/2005

Remark: Applicant agrees to mitigate consumptive use in the future as needed.
Municipal use is for applicants service area
Water bearing zone to be appropriated is from 150 to 500 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 Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

October 20, 27, 2005

04525493

RECEIVED
OCT 28 2005
WATER RESOURCES
WESTERN REGION

e0100285 04525493
1 Idaho Dept. of Water Resourc
2735 Airport Way
BOISE ID 83705

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Amanda K. McCollum
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, 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 this 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 2 time(s) 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:
10/20/2005, 10/27/2005

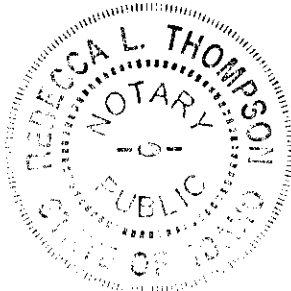
Amanda K McCollum

STATE OF IDAHO)
County of Canyon)

On the 27th day of October in the year of 2005
before me, a Notary Public, personally appeared.
Amanda K. McCollum,
known or identified to me to be the person
whose name is subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledge to me that he/she executed the same.

Rebecca L Thompson
Notary Public for Idaho

Residing at Nampa
My commission expires April 19, 2008



Kreger (Taylor), Sue

To: charles.Ariss@deq.state.id.us
Subject: comment letters

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

October 13, 2005

ID DEPT ENV QUALITY
CHARLES ARISS
1445 N ORCHARD
BOISE ID 83706-2239

Re: Applications for Permit

Dear Mr. Ariss:

Attached is a copy(s) of one or more applications that may be of interest to you and/or to a local District Health office should you choose to delegate review of the application(s) to that organization. Please contact the applicant if your agency and/or District Health have concerns about the application(s). It is not necessary to provide agency comments to the Idaho Department of Water Resources (IDWR), although your comments are welcome if you think IDWR would benefit from them.

If your agency and/or a local District Health office desires to file a formal protest against approval of any of these applications, a written protest along with the \$25.00 protest fee for each application protested must be received in this office by November 7, 2005. A copy of the protest must also be sent to the applicant.

If you have any questions regarding these applications, please contact this office at 334-2190.

Sincerely,



63-32180.pdf



63-32182.pdf



65-22977.pdf

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

October 12, 2005

Legal Notice Department
PRESS-TRIBUNE
PO BOX 9399
Nampa ID 83652

RE: Application for Permit No. 63-32182

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 11/07/2005. 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:

63-32182

CITY OF MIDDLETON
PO BOX 487
MIDDLETON ID 83644

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Point(s) of Diversion	L2 (NWNE)	S5	T04N R02W CANYON County	Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 5 CFS

Total Diversion: 5 CFS

Date Filed: 08/15/2005

Remark: Applicant agrees to mitigate consumptive use in the future as needed.
Municipal use is for applicants service area
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Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/07/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Press Tribune on October 20 and 27, 2005.

**SPF**

Water Engineering, LLC
water resource consultants

RECEIVED

AUG 15 2005

WATER RESOURCES
WESTERN REGION

August 11, 2005

Steve Lester
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Application for Water Right Permit – City of Middleton

Dear Steve:

On behalf of the City of Middleton and REC, LLC, I am pleased to submit the enclosed application for water right permit proposing appropriation of 5 cfs for municipal purposes. Included with the application is a check for the \$410 filing fee.

The application proposes one new point of diversion (Middleton Well No. 8), along with four other points of diversion that are authorized under the City's existing water rights. All five wells will be interconnected. The Well No. 8 site is on land currently owned by Brent and Shannon Taylor, and under contract to REC LLC for purchase and development. Letters from the Taylors and REC LLC consenting to the construction of a municipal well on the property are attached to the application.

Please contact me with any questions.

Sincerely,

Terry M. Scanlan, P.E.

Cc: Darin Taylor – REC LLC
Frank McKeever – City of Middleton
Tammy Zokan – Moore Smith Buxton & Turcke
Chris Duncan – Holladay Engineering

LETTER OF CONSENT

August 1, 2005

Mayor Frank McKeever
City of Middleton
P.O. Box 487
Middleton, ID 83644

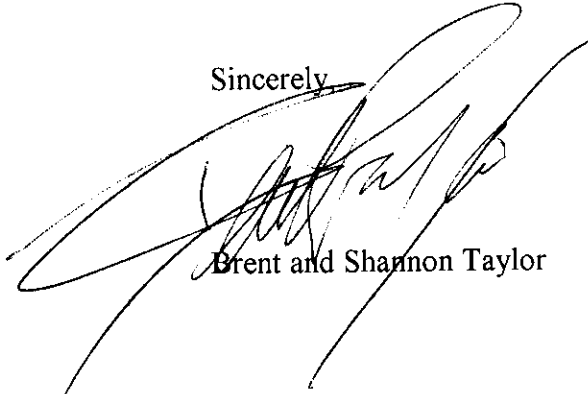
Re: Application for Municipal Water Right
Proposed Middleton Well #8

Dear Mayor McKeever:

We are the contract seller of approximately 21 acres, identified as Canyon County Parcel No. R37581-012, which was annexed into the City of Middleton on June 15, 2005 and is zoned R-3. REC, LLC is the contract purchaser.

We have authorized REC, LLC to obtain approvals and subdivide the 21 acres as part of the proposed Meadow Park subdivision. We understand that a central well is desired to serve the development, and we consent to the construction of a public, potable water well on our property.

Sincerely,



Brent and Shannon Taylor



Enclosure(s):

Copy: Terry Scanlon
Darin Taylor
Holladay Engineering

FROM :

FAX NO. :2085855881

Jul. 11 2005 06:57AM P2

07/11/2005 06:21 2088884162

OLSEN

PAGE 01

FROM :

FAX NO. :2085855881

Jul. 09 2005 04:43PM P2

LETTER OF CONSENT

July 11, 2005

Mayor Frank McKeever
City of Middleton
P.O. Box 487
Middleton, ID 83644

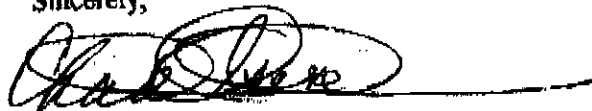
Re: Application for Municipal Water Right
Proposed Middleton Well #8

Dear Mayor McKeever:

REC, LLC is the contract purchaser of approximately 21 acres, identified as Canyon County Parcel No. R37581-012, which was annexed into the City of Middleton on June 15, 2005 and is zoned R 3.

REC, LLC consents to the construction of a public, potable water well on our property at an agreed to site, and authorizes the City of Middleton in coordination with SFF Water Engineering to submit water right and other applications required for a public water well to be constructed and maintained on the above-described parcel.

Sincerely,



Chad Olsen, Manager
REC, LLC

Enclosure(s):

Copy: Terry Scanlon
Darin Taylor