

35-28

36.22

368

21.8.22

2

11

3557

1850

4

79

21

1

25

MICROFILMED

FEB 04 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31308

Priority: 07/31/2001

Maximum Diversion Rate: 0.12 CFS

This is to certify, that ANCHOR DEVELOPMENT
C/O PHIL SMITH
5005 JOE LN
NAMPA ID 83687

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>
DOMESTIC	01/01 to 12/31	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 NW/4SW/4 Sec. 19, Twp 03N, Rge 01W, B.M. CANYON County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01W	19																	

X
L 3

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 1, 2003**.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.
7. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

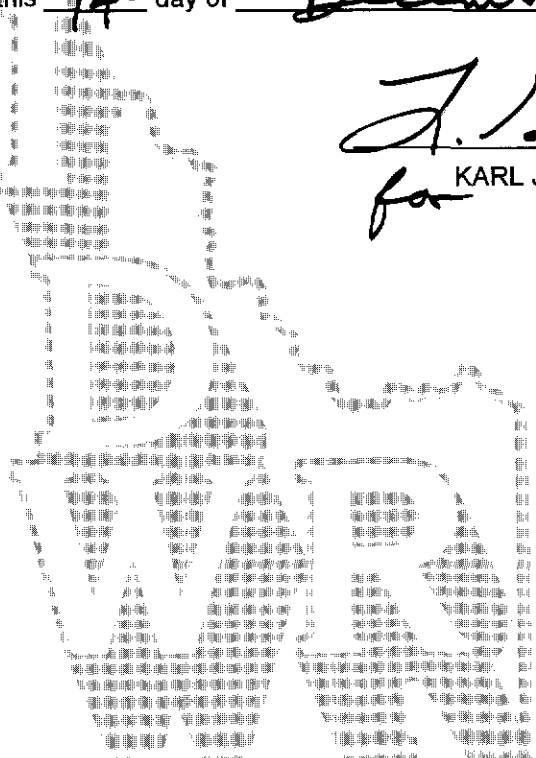
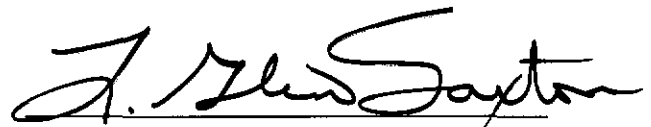
APPROVED

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-31308

CONDITIONS OF APPROVAL

10. Place of use is located within Parcels 2 - 4, Eagle Heights Addition, Second Division.
11. Point of diversion is located between Parcels 2 and 3, Eagle Heights Addition, Second Division.
12. Water bearing zone to be appropriated is 100 to 200 feet.
13. Domestic use is for 3 homes.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 14th day of December, 2001.



for **KARL J DREHER, Director**

MICROFILMED

FEB 14 2002

Ident. No. 63-31308

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

DEC 18 2011

To appropriate the public waters of the State of Idaho

1. Name of Applicant Anchor Development (Phil Smith) Phone 461-6057
Post Office address 5005 Joe Lane, Nampa, ID 83687
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____
Sec. 19 Township 3N Range 1W B.M. Canyon County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .12 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .12 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well & Pump

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 6 inches; proposed depth of well is 120 feet.
d. Is ground water with a temperature of greater than 85° F being sought? NO
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 2 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. 3
e. Other; describe fully. _____

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DEC 11 4 2002

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	
3N	1W	19									D								

Total number of acres to be irrigated _____

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

Irrigation shares

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

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

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: 100 to 200 feet = water bearing zone. P/D is located between parcel 2 and 3 and P/U is within parcels 2, 3 and 4, Eagle Heights Addition, second Division

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.

Phil J. Smith

Don Wixom

Phil J. Smith
(Applicant)

Received by Ly Date 7/31/01 Time 3:30 PM Preliminary check by DAN
 Fee \$ 100 Received by Ly # W028105 Date 7/31/01
 Publication prepared by AT Date 11-15-01 Published in press - trib
 Publication approved AT Date 12-5-01

PROFILM

100 9 6 2002



SEP 10 2012



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY FILED

(Instructions on back of application)

NO JAN 27 AM 8:42

CLERK OF STATE
STATE OF IDAHO

- The name of the limited liability company is: Anchor Development, LLC
- The address of the initial registered office is: 23144 Forest Hills Loop Caldwell, ID 83605 and the name of the initial registered agent at that address is: J Phil Smith
- The mailing address for future correspondence: PO Box 373 Nampa, Idaho 83653
- Management of the limited liability company will be vested in:
Manager(s) ☐ or Member(s) ☒ (please check the appropriate box)
- If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the members, list the name(s) and address(es) of at least one initial member.

Name

Address

J Phil Smith

23144 Forest Hills Loop Caldwell, ID

Don Wixom

2422 Syringa Ln Caldwell, ID

- Signature of at least one person responsible for forming the limited liability company:

[Handwritten Signature]

IDAHO SECRETARY OF STATE
Secretary of State Use Only
01/27/2006 09:00
CN: 0720 CF: 63731 DN: 204854
1 0 100.00 = 100.00 OKOAH LLC N R

W10943

MICROFILMED

FEB 14 2007

RECORD OF SURVEY

FOR
HOME 4 U INC.

THE WEST ONE HALF OF LOT 7, EAGLE HEIGHTS ADDITION FIRST DIVISION
LYING IN THE N1/2 SW1/4 OF SECTION 19
T.3 N., R.1 W., B.M., CANYON COUNTY, IDAHO

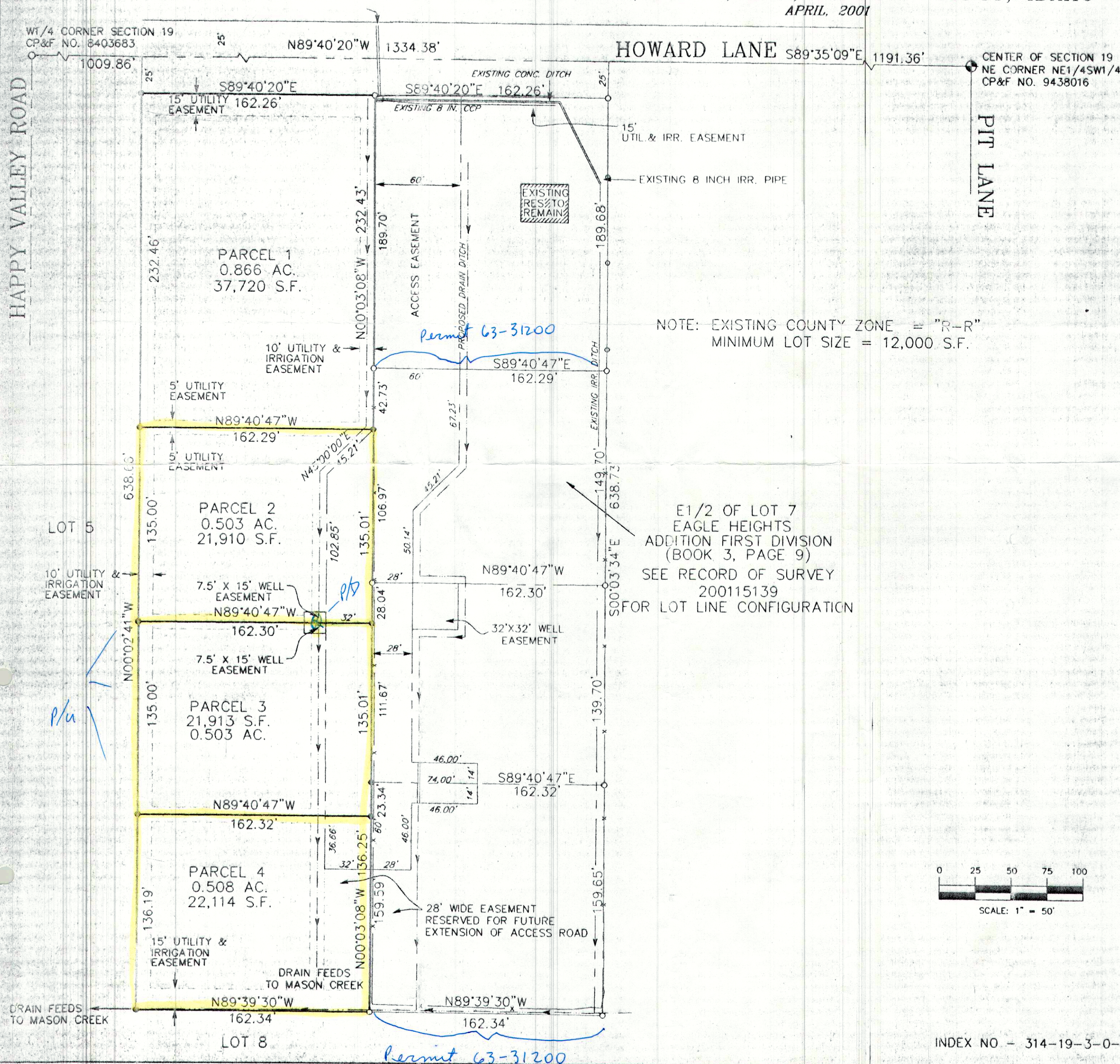
APRIL, 2001

200116125

RECORDED

71 APR 27 PM 3 28

G NOEL HALES
CANYON COUNTY RECORDER
BY *Heppner* \$5100



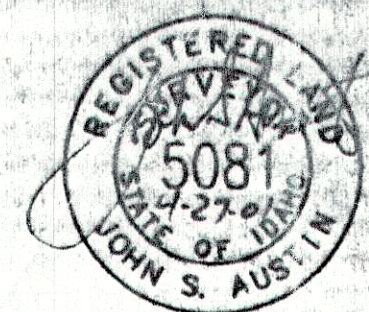
LEGEND

- FOUND BRASS CAP
- FOUND 5/8 INCH REBAR
- SET 1/2 INCH REBAR
- PROPERTY LINE
- EASEMENT LINE
- RIGHT OF WAY
- x — BARBED WIRE FENCE
- o — CHAIN LINK FENCE
- DRAIN DITCH

CERTIFICATE OF SURVEYOR

I, JOHN S. AUSTIN, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO. THAT THIS MAP WAS DRAWN USING NOTES TAKEN DURING A SURVEY MADE UNDER MY SUPERVISION AND IS AN ACCURATE REPRESENTATION OF SAID SURVEY; & THAT I HAVE COMPLIED WITH THE REQUIREMENTS OF TITLE 55, CHAPTER 16, CORNER PERPETUATION AND FILING, AND CHAPTER 19, RECORDING OF SURVEYS, OF THE IDAHO STATE CODE.

JOHN S. AUSTIN
P.L.S. 5081



SCANNED
FEB 12 2013



LEAVITT & ASSOCIATES
ENGINEERS, INC.
STRUCTURAL CIVIL SURVEYING

MICROFILMED
FEB 04 2002

1324 1ST STREET SOUTH NAMPA, ID 83651
PHONE (208)463-0333/463-7670 FAX (208)463-9040

INDEX NO - 314-19-3-0-0-03-09

01163.001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 14, 2001

ANCHOR DEVELOPMENT
C/O PHIL SMITH
5005 JOE LN
NAMPA ID 83687

RE: Permit No. 63-31308

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.

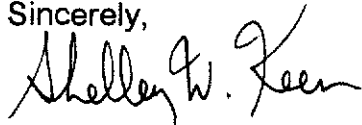
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48 1 2002

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,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
FEB 8 - 2001

CERTIFICATE OF MAILING

I hereby certify that on December 14, 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. 63-31308

**ANCHOR DEVELOPMENT
C/O PHIL SMITH
5005 JOE LN
NAMPA ID 83687**


Kari Lynn Townsend
Secretary

MICROFILMED

FEB 6 4 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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 Idaho Water Resource Board (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).

MICROFILMED
APR 3 1987

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.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS
Reviewed by Sharla Curtis on 12/11/01

No. 63-31308 Name: Anchor Dev. Corp. Officers ☒ Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes Yes Moratorium Study area dom ok GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
✓ > 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-104
✓ Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

~~Boise Front LoGeo~~ - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE/PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD#)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr, GW supp to SW - 102

Future needs - 007,109

FISH PROP

- 029 (70's only)-007-042-106

DOMESTIC

~~Surface water~~ - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104-100,105
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

BENEFICIAL USE DUE: 12/01/2003

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

Multiple pd's per 1/4

Subd lot desc (pd)

Subd lot desc (pu)

Use definitions

Pre-1987 development

Single p/d intended

- W32

- W59

- W60

- W02

- 068-074

- 076

between parcels 2 & 3

parcels 2, 3 & 4 Eagle

Heights

addn.

2nd Div.

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS Wb zone 100-200 ft.

COMMENTS Dan informed applicant of swi overlap conditions same as previous permit 63-31200.

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Original of Water Resources

INITIAL REVIEW BY: DAV DATE: 10-26-01 APPLICATION: 63-31308

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
yes P/D
yes P/U

ADDITIONAL INFORMATION

~~REDACTED~~
(Reviewer identify which remain)

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.) 63-31200 OVERLAPS BOTH THE P/D & P/U, BUT
- ☒ Overlapping point of diversion. IT'S FOR THE EAST 1/2 OF LOT 7, Eagle
- ☒ Critical groundwater area: H eights Addition FIRST Division.
- ☒ Groundwater management area:
- ☒ 1992 moratorium: DOMESTIC USE EXEMPT.
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
- ☐ immediate = acceptable plan required and submitted.
- ☒ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Need List of Corp. Officers.

Date Requested _____ Date Response Received _____

PROCESSING

APP. NO. 63-31308

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Final date for protest 12-3-01
☐ ☒ Protests received.
☐ ☐ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District # _____
☐ ☒ Special conditions of approval or cover letter: "Standard
Conditions" "Drilling Permit Conditions"
"070 Multiple HMPs-Subdivision" "120 Future Mitigation"

See below for additional information

Recommended Date or Priority _____

Recommended by: _____

Date: _____

ADDITIONAL INFORMATION:

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Traci L. Griffin
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:
11/15/2001, 11/22/2001

STATE OF IDAHO)
County of Canyon)

On the 22 day of November in the year of 2001
before me, a Notary Public, personally appeared.
Traci L. Griffin,
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.

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

e0100285 04505346
1 Idaho Dept. of Water Resource
2735 Airport Way
BOISE ID 83705

LEGAL NOTICE

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

63-31308
ANCHOR DEVELOPMENT
5005 JOE LANE
NAMPA ID 83687

Point(s) of Diversion

L3
NWSW
S19 T03N R01W
CANYON County

Source GROUND WATER

Use: DOMESTIC

01/01 To 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 07/31/2001

Place Of Use: DOMESTIC

T03N R01W S19
NWSW Lot 3

Remark: Domestic use is for 3
homes and yards in West Half of Lot
7, Eagle Heights Addition First Addi-
tion Subdivision. Applicant agrees
to mitigate consumptive use in the
future as needed. Water bearing
zone to be appropriated is from 100
to 200 feet.

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

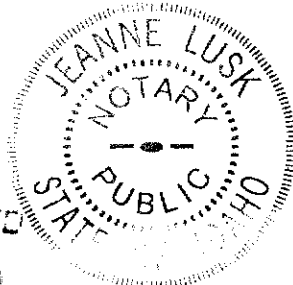
Any protest against the approval of
this application must be filed with the
Director, Dept. of Water Resource,
Western Region, 2735 Airport Wy,
Boise ID 83705 together with a pro-
test fee of \$25.00 for each applica-
tion on or before 12/03/2001. The
protestant must also send a copy of
the protest to the applicant.

KARL J DREHER, Director
November 15, 22, 2001.

04505346

RECEIVED
NOV 26 2001
WATER RESOURCES
WESTERN REGION

MICROFILMED



November 08, 2001

Legal Notice Department

Press-Tribune

PO Box 9399

Nampa ID 83652

RE: Transfer No. 69533, Water Right No(s). 63-31239 63-31241
And Application for Permit No. 63-31308

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices 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 notices 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 affidavits and bill to this office before 12/03/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

11 - 9 - 2002

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

63-31308

ANCHOR DEVELOPMENT
5005 JOE LANE
Nampa ID 83687

Point(s) of Diversion L3 NWSW S19 T03N R01W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 07/31/2001

Place Of Use: DOMESTIC

T03N R01W S19 NWSW Lot 3

Remark: Domestic use is for 3 homes and yards in West Half of Lot 7, Eagle Heights Addition First Addition Subdivision.

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

Water bearing zone to be appropriated is from 100 to 200 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 12/03/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in the Press Tribune on November 15 and 22, 2001.

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1991 11 27

REQUEST TO PROCESS

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

Name of Applicant

Anchor Development LLC

Mailing Address

5005 Joe Lane
Nampa, Id 83687

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.

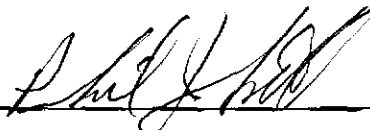
____ PROPOSE MITIGATION NOW

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



Date

7-31-01

Please return this form to:

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

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SEP 14 2002

RECORD OF SURVEY

FOR
HOME 4 U INC.

THE WEST ONE HALF OF LOT 7, EAGLE HEIGHTS ADDITION FIRST DIVISION
LYING IN THE N1/2 SW1/4 OF SECTION 19
T.3 N., R.1 W., B.M., CANYON COUNTY, IDAHO

APRIL, 2001

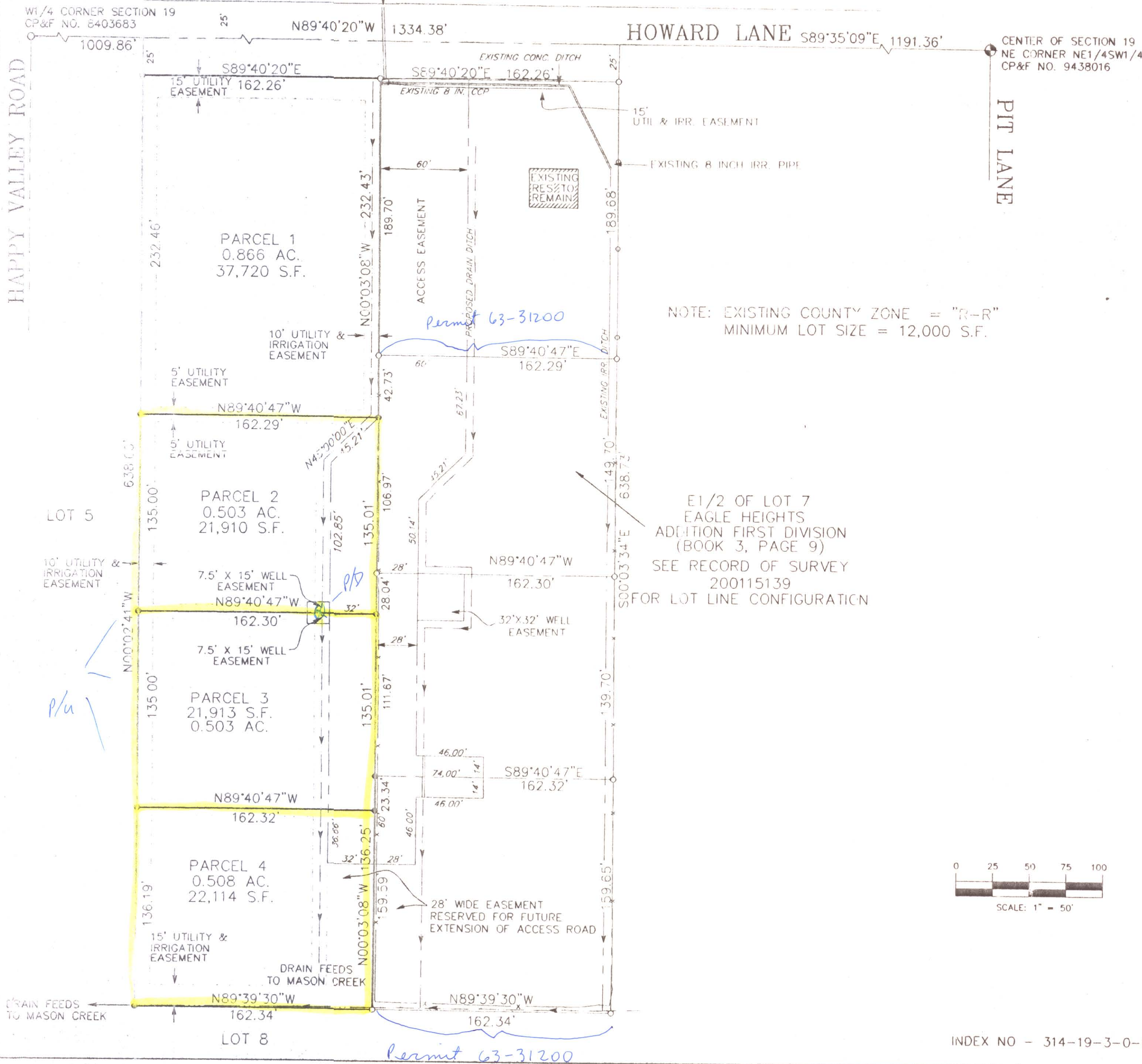
200116125

RECORDED

71 APR 27 PM 3 23

G. NOEL HALES
CANYON COUNTY RECORDER

BY *Heppner* \$5.00

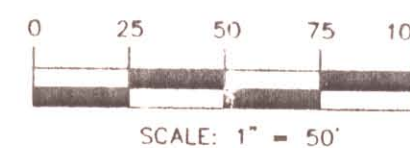


LEGEND

- FOUND BRASS CAP
- FOUND 5/8 INCH REBAR
- SET 1/2 INCH REBAR
- PROPERTY LINE
- - - EASEMENT LINE
- - - RIGHT OF WAY
- x - BARBED WIRE FENCE
- o - CHAIN LINK FENCE
- - - DRAIN DITCH

CERTIFICATE OF SURVEYOR
I, JOHN S. AUSTIN, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO; THAT THIS MAP WAS DRAWN USING NOTES TAKEN DURING A SURVEY MADE UNDER MY SUPERVISION AND IS AN ACCURATE REPRESENTATION OF SAID SURVEY; & THAT I HAVE COMPLIED WITH THE REQUIREMENTS OF TITLE 55, CHAPTER 16, CORNER PERPETUATION AND FILING, AND CHAPTER 19, RECORDING OF SURVEYS, OF THE IDAHO STATE CODE.

JOHN S. AUSTIN
P.L.S. 5081



LEAVITT & ASSOCIATES
ENGINEERS, INC.
STRUCTURAL CIVIL SURVEYING

MICROFILMED
FEB 04 2002

INDEX NO - 314-19-3-0-0-03-09

1324 1ST STREET SOUTH NAMPA, ID 83651
PHONE (208)463-0333/463-7670 FAX (208)463-9040

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