

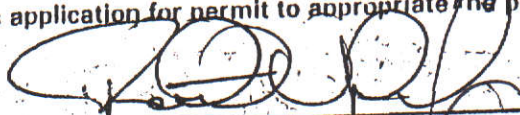
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

WELL

SECTION 15 TOWNSHIP 4N RANGE 1E

inches equal 1 mile.

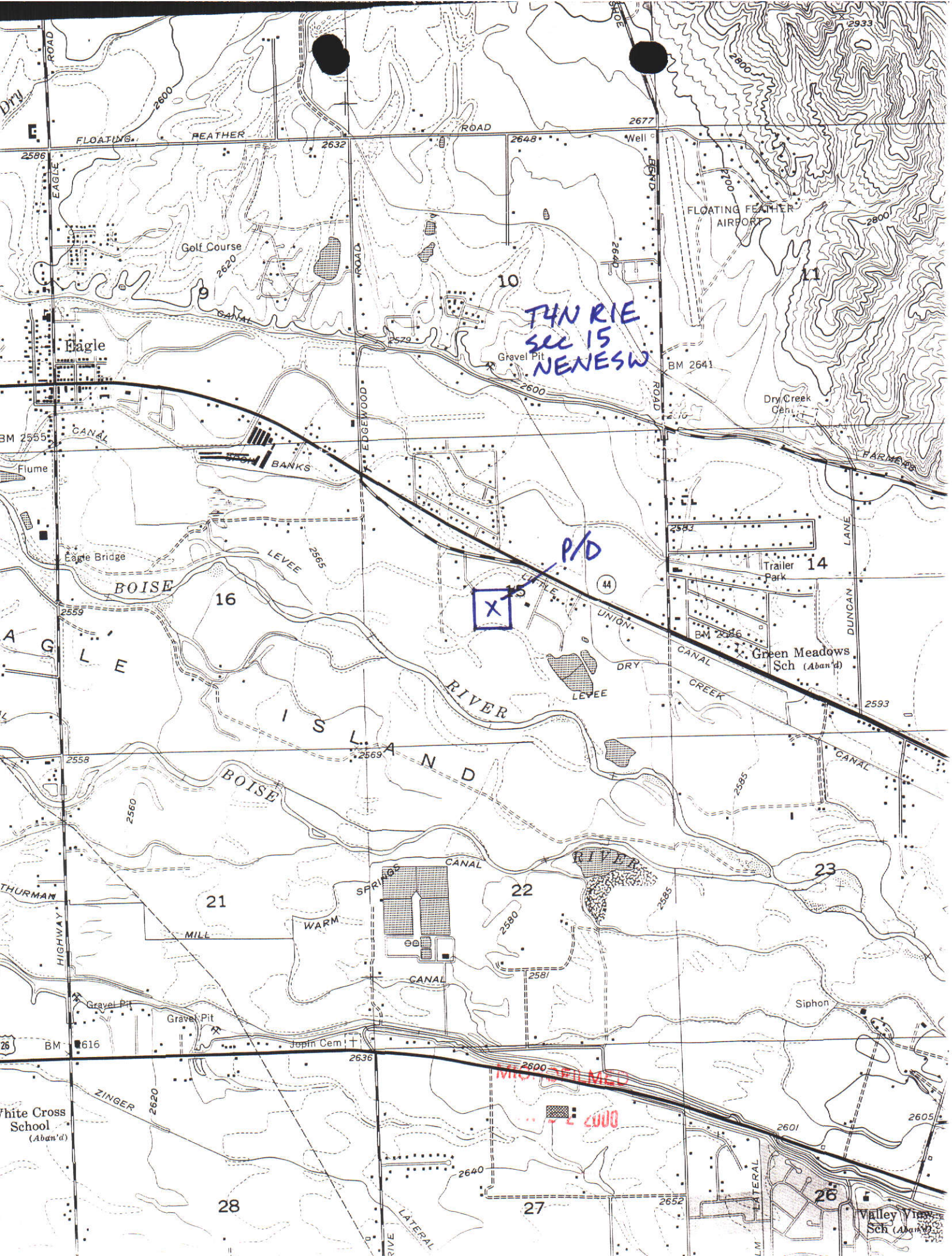
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

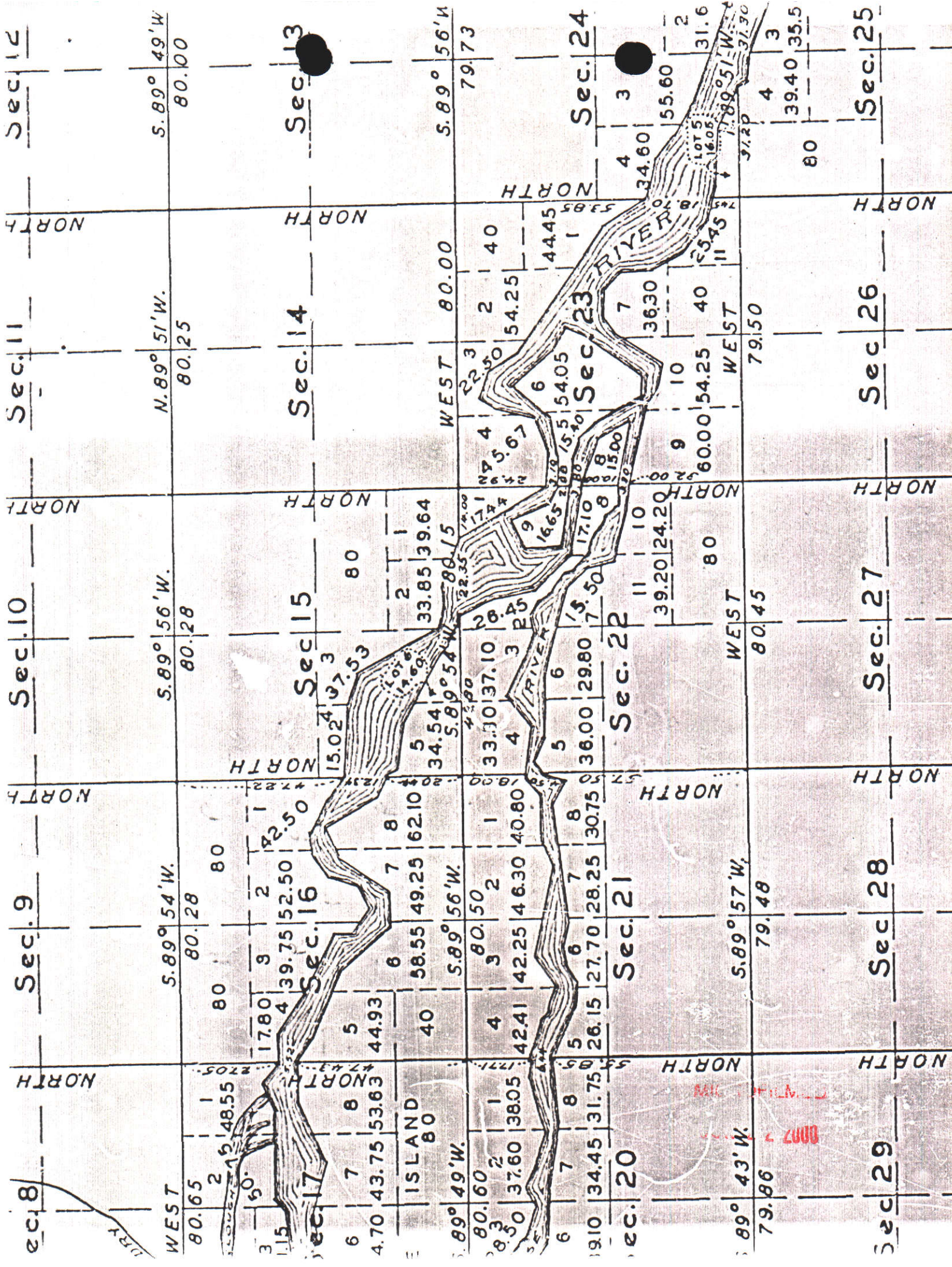


(Applicant)

MICROFILMED

JUN 22 2000





RECEIVED

FEB 13 2002

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 19 2002

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 63-12559

Name(s) of Permit Holder: EAGLE WATER COMPANY

Address: P.O. Box 455 City EAGLE State ID Zip 83616

Telephone No. 208-939-0242 Date Proof is Due: MARCH 1, 2002

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

SEE ATTACHED LETTER

Costing \$ 14,200

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

SEE ATTACHED LETTER

Permit holder(s) request an extension to MARCH 1, 2004

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 2004.

Signed this 18 day of March, 20 02

L. Glen Saxton
L. Glen Saxton, Chief
Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12559

Priority: December 15, 1999

Maximum Diversion Rate:

5.00 CFS

This is to certify, that EAGLE WATER CO INC
PO BOX 455
EAGLE ID 83616

has applied for a permit to appropriate water from: GROUNDWATER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

MUNICIPAL

01/01 to 12/31

5.00 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NESW), Sec. 15, Township 04N, Range 01E
ADA County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2002**.
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. 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.
6. 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.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.

MICROFILMED

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

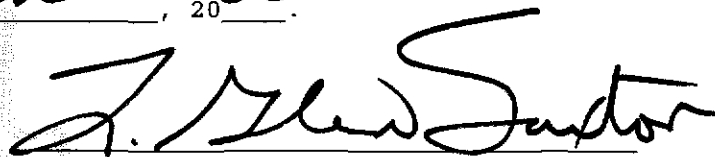
NO. 63-12559

CONDITIONS OF APPROVAL AND REMARKS

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. Water bearing zone to be appropriated is from 250 to 400 feet.
10. Point of diversion is known as Well #7.
11. Place of use is within the service area of Eagle Water Co. Inc.

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 March, 2000.



Karl J. Dreher, Director

for

MICROFILMED

11-1-85

RECEIVED

FEB 14 2000

FORM 202

1/96

Department of Water Resources

Ident. No. 63-12559

RECEIVED

DEC 15 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Eagle Water Co., INC. Phone (208) 939-0242
Post Office address P.O. Box 455 Eagle, ID. 83616
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot 3
Sec. 15 Township 04N Range 01E B.M. Ada County; additional points of
diversion if any: _____
4. Water will be used for the following purposes:
Amount 5.00 CFS for Municipal purposes from Jan. 1 to Dec. 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) 5.00 CFS and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump Station with well and pump

b. Height of storage dam N/A 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 16" to 18" inches; proposed depth of well is 400 to 600 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) _____
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. Eagle, Idaho
d. Domestic; show number of households. _____
e. Other; describe fully. _____

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JUN 22 2000

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	
4N	1E	8	M															M	
		9	M															M	
		10	M															M	
		11						M	M			M	M						
		15	M							M									

Total number of acres to be irrigated _____

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

63-09245, 63-07368, 63-07618, 63-11798, 63-12147

11. a. Who owns the property at the point of diversion? Eagle Water Co., INC.

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: This application is for additional municipal and fire supply for

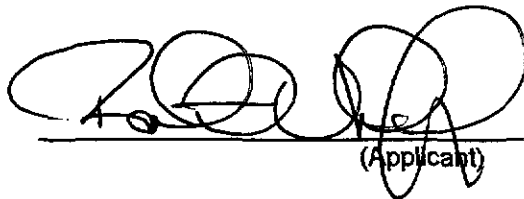
Eagle Water Company, INC.

AKA Well #7 & stub

Water bearing zone to be appropriated in from
250 to 400 feet.

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.



President

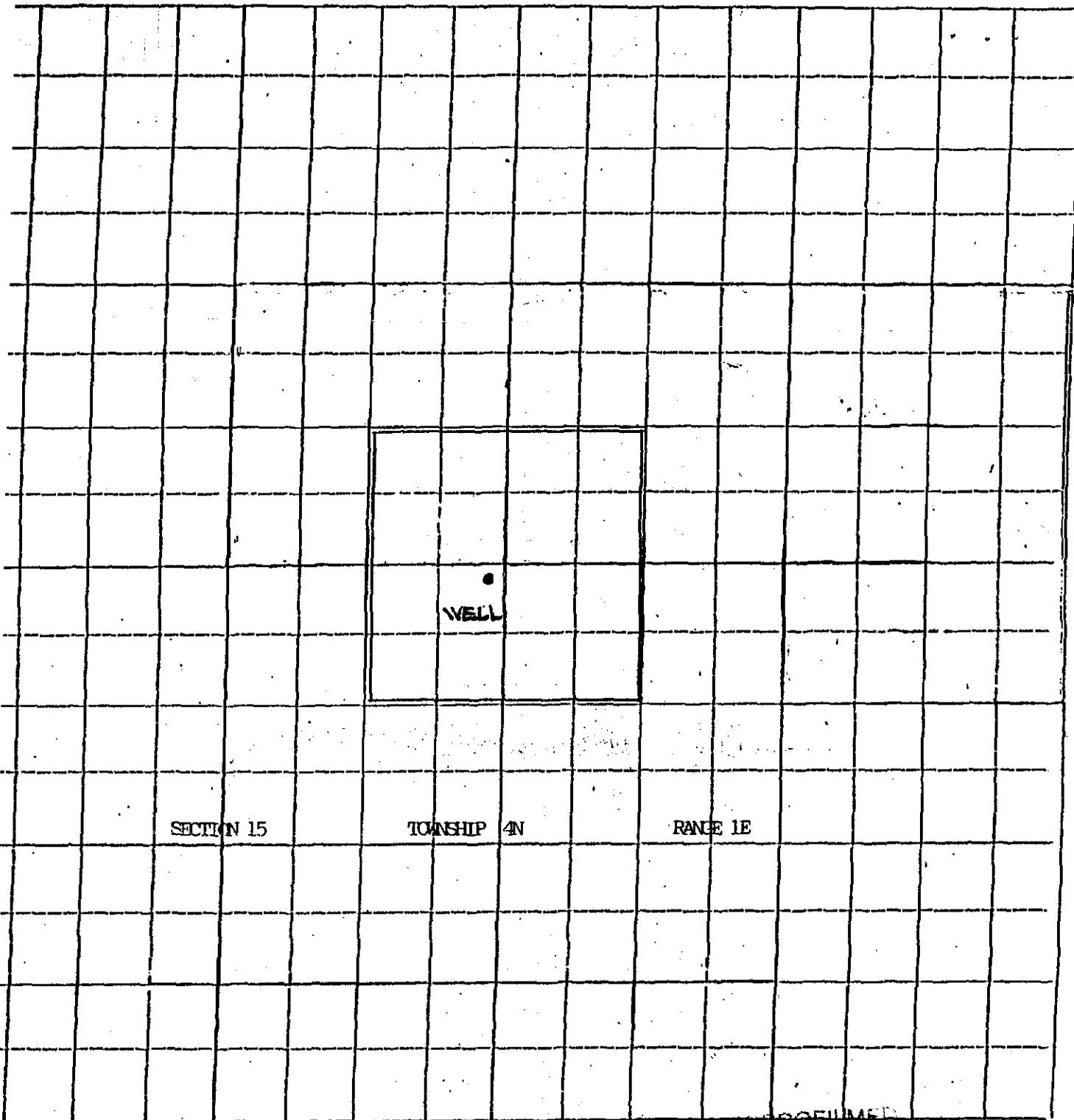
(Applicant)

MICROFILMED

Received by AK Date 12/15/99 Time 3:00 Preliminary check by John 2 12/15/99
Fee \$ 18000 Receipted by AK # W025988 Date 12/15/99
Publication prepared by AK Date 1-6 + 13-00 Published in Idaho Statesman
Publication approved AK Date 1-20-00

* Per Robert DeShazo, Jr., Eagle Water Co. Inc, 12/23/99. 6

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



SECTION 15

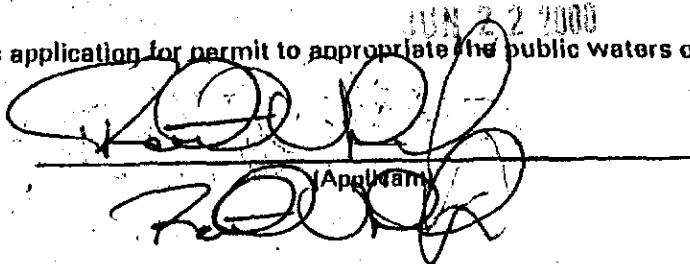
TOWNSHIP 4N

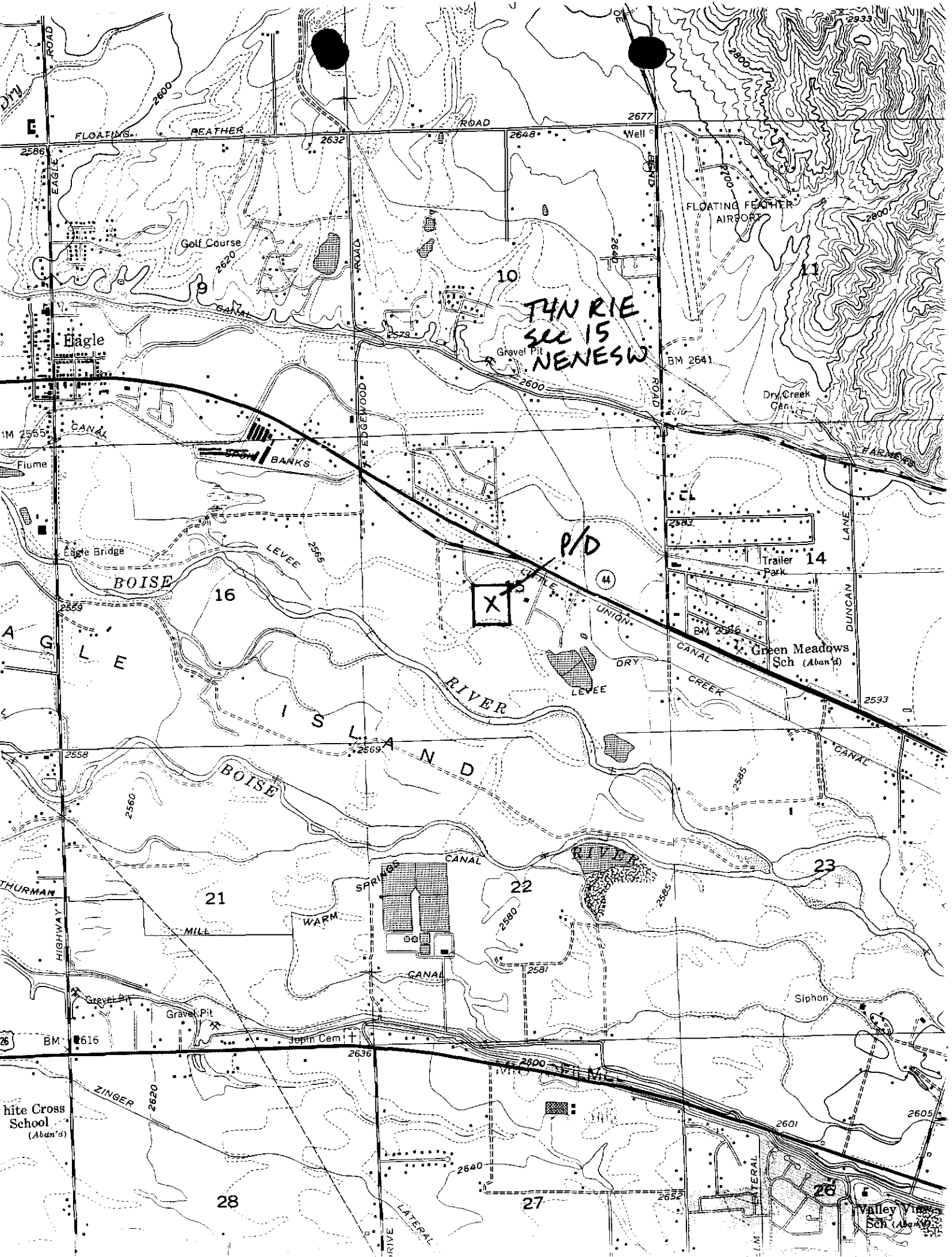
RANGE 1E

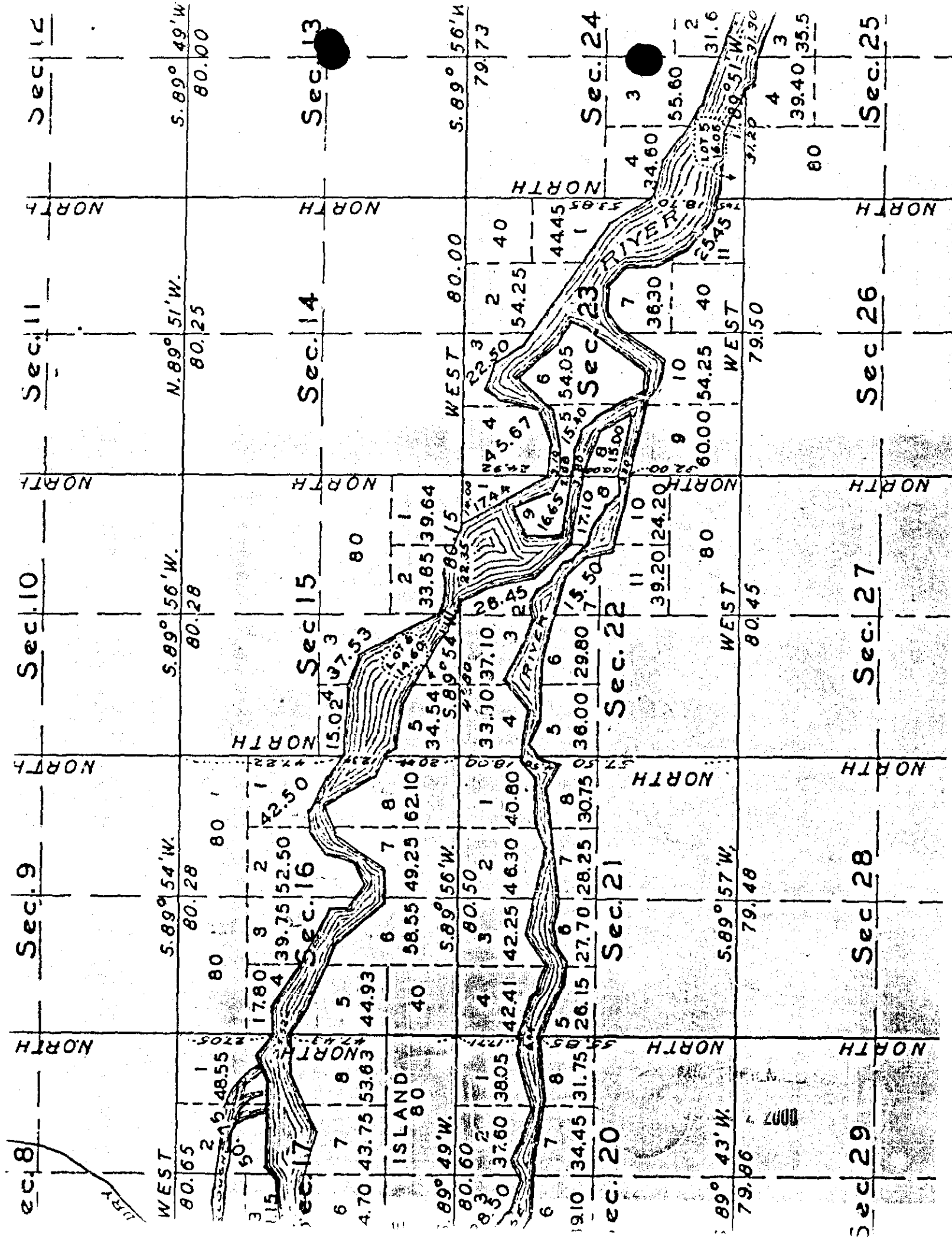
MICROFILMED

inches equal 1 mile.

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

JUN 22 2000

Applicant





SD-0111
ADD COMMENT

Idaho Department of Water Resources
Comment Addition

Date: 12/23/99
Time: 15:12:42

Water Right Number: 63-12559

FIRST PAGE

Comment Date: 12/23/1999 User ID: LGRAVES

Subject: MISC_____

Per Applicant: p/d aka well #7 and will be sealed to 200'._____

(Enter=Add)

(GOLD4=Prev) (GOLD5=Next)

MICROFILMED

JUN 22 2000



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

March 18, 2002

EAGLE WATER COMPANY
PO BOX 455
EAGLE ID 83616

RE: PERMIT NO. 63-12559

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit that extends the time within which to submit proof of beneficial use to **March 1, 2004**. Please note that the department granted the extension based on due diligence. Therefore, it is important that you work diligently towards completion of the project since the department **may not** be able to grant future extension requests based on due diligence.

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. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

RECEIVED

FEB 19 2002

MTC, INC.

CONSULTING ENGINEERS, SURVEYORS, AND PLANNERS

707 N. 27TH ST. BOISE, IDAHO 83702-3113 (208) 345-0780 FAX (208) 343-8967

Idaho Department of Water Resources
01-621

CONSULTING ENGINEER FOR EAGLE WATER COMPANY

RECEIVED

FEB 13 2002

WATER RESOURCES
WESTERN REGION

February 11, 2002

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

Re: Permit No. 63-12559

Dear Sir or Madam:

Eagle Water Company is requesting a time extension of two years for the above listed permit for Eagle Water Company Well No. 7. This letter supplies information required on form No. 204.

Eagle Water Company or MTC, Inc. has completed the following work:

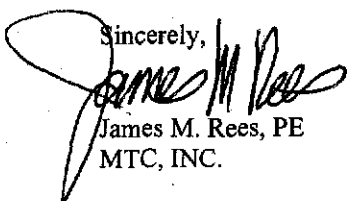
1. Developed well plans and specifications for drilling.
2. Made well site evaluation report.
3. Located the well on the ground.
4. Conducted water system evaluation and need for the well.
5. Made legal survey of well site property.
6. Made topographic map of well site and adjoining area.
7. Completed DEQ checklists and submitted package for review and approval.
8. Developed and signed option to purchase land for well pending regulatory approval of the well.

The work completed so far has a value of \$14,200.

Eagle Water Company has not been able to complete the required work on the permit because of planning and legal complications of obtaining fee simple ownership along with guaranteed access to the well lot. The current owner of the land where the well site is situated has planned to develop his property in the future and his plans did not provide for fee simple sale of the well lot and guaranteed access by Eagle Water Company. This problem has been resolved by signing of Affidavit of Legal Interest between Eagle Gravel Company and Eagle Water Company. Execution of the option to buy will occur when regulatory agencies approve drilling of Eagle Well No. 7.

I hope this provides the required information needed for the extension. I will be available if additional information is required.

Sincerely,


James M. Rees, PE
MTC, INC.

Cc: Eagle Water Company

MTC, Inc.
Engineers - Surveyors - Planners
707 North 27th Street
Boise, Idaho 83702
(208) 345-0780 • Fax: (208) 343-8967

LETTER OF TRANSMITTAL

TO IDAHO Dept Water Resources
2735 AIRPORT WAY
Boise ID 83705

DATE	JOB NO.
FEB 13, 02	01-621
ATTENTION	
ROB WILLIAMS	
RE:	
EAGLE Well #7	
Permit No. 63-12559	

LADIES / GENTLEMEN:

WE ARE SENDING YOU ☐ Attached ☐ Under separate cover via _____ the following items:

- ☐ Shop drawings ☐ Prints ☐ Plans ☐ Samples ☐ Specifications
☐ Copy of letter ☐ Change order ☐ _____

COPIES	DATE	NO.	DESCRIPTION
1			Request for Extension FORM 204
1			Letter Details for Extension
1			CHECK # 3289 \$50.00

THESE ARE TRANSMITTED as checked below:

- ☐ For approval ☐ Approved as submitted ☐ Resubmit _____ copies for approval
☐ For your use ☐ Approved as noted ☐ Submit _____ copies for distribution
☐ As requested ☐ Returned for corrections ☐ Return _____ corrected prints
☐ For review and comment ☐ _____
☐ FOR BIDS DUE _____ 19____ ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS

DATA FOR OBTAINING TIME EXTENSION AS
Discussed in your office on FEB 8th

Questions please call Tim.

COPY TO _____

SIGNED:

Bill Rens

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No.: 63-12559

Reviewed By: dgibson

Date: March 15, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Request received timely?	X		Is delay by a government agency?		X
Appropriate fee	X		Is supporting documentation needed to support the file?		
Additional Amount Due:					
Receipt No.:	W028743		Has the permit been involved in litigation?		X
Name and signature same as permit?	X		Is supporting documentation needed to support the file?		X
Is address same as permit?	X		Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?		
Has adequate work been completed to demonstrate due diligence?	X				

Priority Calculation

Extension request received	02/13/2002	New proof due date	03/01/2004
Date proof due	- 03/01/2002		
Lapse notice sent	-		
No. of days late	= 0		
Holiday allowance	+		
Priority date	+ 12/15/1999		
New priority date	= 12/15/1999		

Action Taken

Acknowledge request for extension of time, grant extension to 3/1/2004.

December 31, 2001

EAGLE WATER CO INC
PO BOX 455
EAGLE, ID 83616

PROOF DUE NOTICE

RE: PERMIT NO. 63-12559

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 01, 2002. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

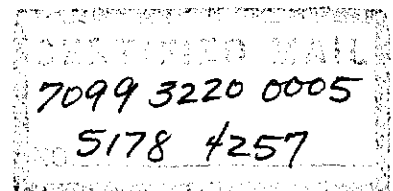
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 2, 2000

EAGLE WATER CO INC
PO BOX 455
EAGLE ID 83616

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12559

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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 right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

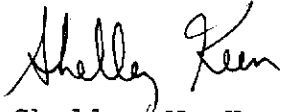
Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to do so may result in the water right being forfeited.

MICROFILMED
JUN 22 2000

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 reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

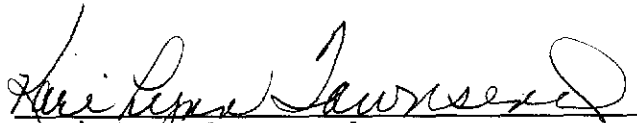
MICROFILMED
JUN 22 2006

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of March, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 63-12559

EAGLE WATER CO INC
PO BOX 455
EAGLE ID 83616


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 22 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
JUN 22 2000

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED
Page 2
JUN 27 2000



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

FAX TRANSMITTAL COVER SHEET

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DATE: 2.22.10

TO: *Stacy*
file

FROM: *Kari Lynn*

DOCUMENT DESCRIPTION: Eagle Water Co. Corporate Officers

PRES. ROBERT DESHAZD, JR

V.P. ROLAND JONES

SEC. BETTY HOLT

TREAS. MICK DIVIN

COMMENTS: _____

COVER SHEET + 2 PAGES

PLEASE CONTACT _____ IF YOU DON'T RECEIVE THIS
ENTIRE DOCUMENT

MICROFILMED
JUN 22 2003

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 2/10/00

No. 6312559 Name: Fask water Corp. Officers ✓ Ad ok ✓ Govt Lots ✓

AREA OF CONCERN: No/Yes TVG Moratorium Study Area GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 085
Irr. w/in WD - P05
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
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-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/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 310112003

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING SECTION REVIEW/RESPONSE
In-stream development - P52
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

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

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

~~POWER~~ - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
~~Restricted area~~ - 022,075 dont use in TV area
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

IRRIGATION SEASON _____ (Per updated map)

OTHER CONDITIONS/REMARKS PT. 200. W201 #7 no bearing zone 0-400'

COMMENTS _____

RECEIVED

FEB 14 2000

Department of Water Resources

FILE PRESENTATION

This application was processed prior to the January 12, 2000 memo "Changes to Water Right Applications." The old technique of making application changes was used.

To avoid additional processing delay, the file is forwarded as "one in the pipeline" with respect to that memo. The regional office anticipates that this will be acceptable for this limited group of applications.

MICROFILMED

JUN 22 2000

FEB 14 2000

IDA DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Send copy United Water
City of Eagle + DEQ
+ CDH

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: lg DATE: 12/23/99 APPLICATION: 63-12559

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:
☒ P/D
☒ P/U

☒ ADVERTISE REMARK(S)
(Reviewer identify which remarks)

ADDITIONAL INFORMATION

done T FLAG CHANGED TO P FLAG

YES NO

- ☒ N/A ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ ☒ Overlapping point of diversion.
- ☒ ☒ Critical groundwater area:
- ☒ ☒ Groundwater management area:
- ☒ ☒ 1992 moratorium: 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

Mitigation request and
water bearing zone - 250 to 400'
per Robert DeShazo, Eagle Water Co.

Date Requested 12/23/99 Date Response Received 12/23/99

PROCESSING

APP. NO. 63-12559

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

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

YES NO

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

City of Eagle
315 E State 93616

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 1-24-00

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District #

☒ ☐ Special conditions of approval or cover letter: 046, 121, Place of use
within the service area of Eagle Water Co., Inc.

See below for additional information

Recommended Date or Priority 12/15/99

Recommended by: BryS Date: 2/11/2000

ADDITIONAL INFORMATION:

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$147.00

Account Number/Trans. #	Identification		
047628 177699	APPLICATION FOR WATER RIGHT		
Ordered By	P.O. Number	Rate	Run Dates
SUE TAYLOR		NT	JANUARY 6, 13, 2000
STATE OF IDAHO DEPT. OF WATER RESOURCES WESTERN REG. 2735 AIRPORT WAY BOISE, IDAHO 83705 - 5082		Estimated Inches 48X2 LINES	Real Inches
		# Affidavits 1	Legal Number 5940

RECEIVED

JAN 18 2000

WATER RESOURCES
WESTERN REGION

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 with the issue of

JANUARY 6

2000

and ending with the issue of

JANUARY 13

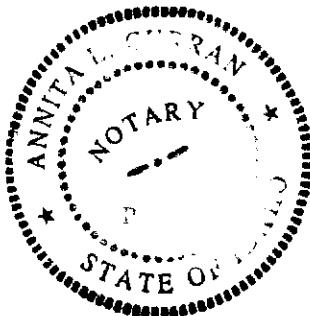
2000

Janice Hildreth

STATE OF IDAHO)

ss.

COUNTY OF ADA)



On this 13TH day of JANUARY in the year of 2000, before me, a Notary Public, personally appeared 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.

Annita L. Curran

Notary Public for Idaho

Residing at:

Boise, Idaho

MICROFILMED

My commission expires:

10/13/2001

JUN 27 2000

RECEIVED

JAN 18 2000

WATER RESOURCES
WESTERN REGION

**LEGAL NOTICE
NOTICE OF APPLICATION FOR WATER RIGHTS**

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

63-12553

MAPLE HILLS JOINT VENTURE
C/O CRAIG NOLL
2236 ELDERBERRY PL
BOISE, ID 83706

Source: GROUNDWATER

Diversion Pt:

Use: DOMESTIC

SENE Sec 14 T 03N R 01E in ADA County.

(0.100 CFS)

Total Diversion: (0.100 CFS)

Date Filed: 11/10/1999

In: ADA County

T03N R01E14

SENE

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

43-12559

EAGLE WATER CO INC
PO BOX 455
EAGLE, ID 83616

Source: GROUNDWATER

Diversion Pt:

Use: MUNICIPAL

Total Diversion:

Date Filed: 12/15/1999

T R

LOT 3 (NENESW) Sec 15 T 04N R 01E in

ADA County.

(5.000 CFS)

(5.000 CFS)

500

Water bearing zone to be appropriated is from 250 to 400 feet. 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 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 JANUARY 24, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Pub. Jan. 6, 13 2000

5940

MICROFILMED

JAN 22 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Permit No. 63-12559 in the Name of Eagle Water Company

Dear Sir:

Enclosed is a copy of the above-referenced application for permit which may be of interest to your agency. Please review the application 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 January 24, 2000.

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

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

JUN 22 2000



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

KARL J. DREHER
DIRECTOR

January 5, 2000

CITY OF EAGLE
310 E STATE
EAGLE ID 83616

Re: Application for Water Right No. 63-12559 in the Name of the Eagle Water Company

Dear Sir or Madam:

Enclosed is a copy of the above-referenced application for permit.

Please review the application and return any comments you might have within two weeks.

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

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl: Copy of Application

MICROFILMED

JUN 22 2000



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

KARL J. DREHER
DIRECTOR

January 5, 2000

UNITED WATER ID
PO BOX 7488
BOISE ID 83707-1488

Re: Application for Water Right No. 63-12559 in the Name of the Eagle Water Company

Dear Sir or Madam:

Enclosed is a copy of the above-referenced application for permit.

Please review the application and return any comments you might have within two weeks.

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

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl: Copy of Application

MICROFILMED

JAN 12 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CENTRAL DISTRICT HEALTH DEPT
707 N ARMSTRONG PL
BOISE ID 83704

Re: Application for Permit Nos. 65-13925 in the Name of Donald Weilmunster, 63-12553 in the Name of Maple Hills Joint Venture and 63-12559 in the Name of Eagle Water Co.

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. 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 January 24, 2000.

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

Sincerely,

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

Gary Spackman

GS:st

Encl.

MICROFILMED

JAN 22 2000

EAGLE WATER CO. INC.

P.O. BOX 455 EAGLE, ID. 83616

PHONE (208) 939-0242 FAX (208) 939-0267

FACSIMILE COVER SHEET

DATE 12-23-99

TO LORI IDWR.

COMPANY _____

FAX NO. _____

FROM ROBERT D.

SUBJECT APPLICATION

NO. PAGES _____

MESSAGE _____

THANKS
ROBERT

MICROFILMED
JUN 22 2000

REQUEST TO PROCESS

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

Name of Applicant

EAGLE WATER CO., INC.

Mailing Address

PO BOX 455

EAGLE ID 83616

Application No.
(if known)

63-12559

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.

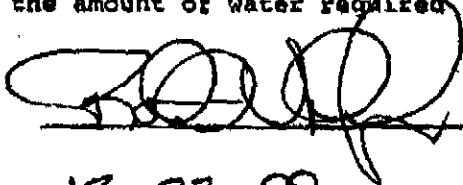
PROPOSE MITIGATION NOW

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

12-23-99

Please return this form to:

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

MICROFILMED

JUN 22 2000

Dec. 23 1999 04:33PM P02

PHONE NO. : 12089392242+

FROM : EAGLE WATER CO.

63-12559

EAGLE WATER CO INC
PO BOX 455
EAGLE, ID 83616

Source: GROUNDWATER

Diversion Pt: LOT 3 (NENESW) Sec 15 T 04N R 01E in ADA County.

Use: MUNICIPAL	(	5.000 CFS)
Total Diversion:	(	5.000 CFS)

Date Filed: 12/15/1999

T R S00

Water bearing zone to be appropriated is from 250 to 400 feet.
Applicant agrees to mitigate consumptive use in the future as
needed.

MICROFILMED

SEP 22 2000