



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

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June 2, 2009

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

**Re: Application for Permit No. 63-32573, in the name of M3 Eagle, LLC.**

Dear Interested Parties:

Enclosed for your information is a letter the Department received on May 22, 2009. This letter is referencing the M3 Eagle application and will be incorporated into the Department's file.

Sincerely,

A handwritten signature in black ink that reads "Deborah J. Gibson". The signature is written in a cursive style.

Deborah J. Gibson  
Administrative Assistant  
Water Management Division

cc: Service List

RECEIVED

MAY 22 2009

DEPARTMENT OF  
WATER RESOURCES

May 20, 2009

Dr. David Tuthill, Director

Idaho Department of Water Resources

322 E. Front St.

Boise, ID 83720

Re: Pending M3 Water Rights Application

Dr. Tuthill,

I am writing in support of M3's water rights application. I was a member of the Eagle City Council and was involved in the entire process that reviewed and granted land use and future annexation to the City of Eagle. It was an exhaustive process that incorporated public outreach, months of Eagle City review, public hearings, and final determination. The City of Eagle has some of the most stringent guidelines of any municipality in the State of Idaho, including water usage, water re-use, and land planning to minimize water consumption. As an Idahoan, and as a citizen of Eagle, there are few issues that are more important than availability of water, and the certainty that it will be readily available for the future of our area. The City of Eagle went to great lengths to make sure M3 met our standards on behalf of the citizens that would be most affected.

Highlights of the M3 plan

(Included in the Development Agreements reached with the City of Eagle)

-The most extensive study of an aquifer ever undertaken in the State of Idaho. Their studies and testing were more than sufficient to make the case for available water for the project without adverse effect to the surrounding areas.

-A commitment by M3 to establishing Municipal Water Rights and a Municipal Water system to assure the management of the system, and the quantity and quality of water to the community it serves, as well as impact to the surrounding areas.

-Water Conservation: Building a Wastewater treatment facility on-site with standards to bring the wastewater up to Class A drinking water standards prior to discharge. Extensive plans for re-use, and water conservation, which is evidenced by the land use design criteria (metering, xeriscape, and design) in their master plan for the community.

Obviously, the final decision on water rights belongs with the IDWR and I trust in you and your department to make a correct decision.

Please note that M3 has a proven record of successful development throughout the Western USA. Their success in the foothills depends on water, and without adequate water their development can't survive. It's certainly in their best interest to make sure it's available to support the project.

In closing, I'd like to leave you with two thoughts. Change is inevitable, and property rights should prevail. Some would have us believe that M3 is the evil doer, and their intent is to take advantage, and adversely affect those nearby. They overstate the daily uses, and perhaps are using the water issue as a tactic to stop development all together. In reality, the development will demand no more water than a typically sized farming operation.

Thank you for taking the time to read my letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Nordstrom", written over a horizontal line.

Scott Nordstrom

2590 W Timber Dr.

Eagle, ID 83616

208 939 0066

snordstrom@fiberpipe.net

SERVICE LIST  
As of May 14, 2009

JEFFREY C FEREDAY  
GIVENS PURSLEY LLP  
601 W BANNOCK ST  
PO BOX 2720  
BOISE ID 83701

M3 EAGLE LLC  
533 E RIVERSIDE DR STE 110  
EAGLE ID 83616

NORMAN L EDWARDS  
884 W BEACON LIGHT RD  
EAGLE ID 83616

ALAN SMITH  
3135 OSPREY RD  
EAGLE ID 83616

JOHN THORNTON  
NORTH ADA COUNTY GROUNDWATER  
USERS ASSO.  
5264 NORTH SKY HIGH LN  
EAGLE ID 83616