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RECEIVED
JUN 11 2021
DEPARTMENT OF
WATER RESOURCES

Attorneys for Eden's Gate LLC

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR
PERMIT No. 63-34832 THROUGH 63-
34838 AND 63-34840 THROUGH 63-34846
ALL IN THE NAME OF EDEN'S GATE
LLC

**NOTICE OF APPEAL AND
PETITION TO REVIEW PRELIMINARY
ORDER**

COMES NOW Eden's Gate LLC, by and through its attorneys of record, Barker Rosholt & Simpson LLP, pursuant to IDAPA 37.01.01.730.02(c) and hereby submits this *Notice of Appeal and Petition to Review Preliminary Order* to the Director of the Idaho Department of Water Resources. Specifically, Eden's Gate LLC challenges the hearing officer's denial, on May 28, 2021, of the Eden's Gate LLC applications for ground water irrigation rights, namely Permit to Appropriate Water No. 63-34832 through 63-34838, and 63-34840 through 63-34846. For good cause, and the reasons more fully argued in Eden's Gate LLC's *Memorandum in Support of Notice of Appeal and Petition to Review Preliminary Order*, submitted concomitantly, Eden's Gate LLC requests the Director reverse the hearing officer's denial of its irrigation water right permit application and grant its applications for irrigation water as to all 14 applications.

DATED this 11th day of June, 2021.

- original signed -

Albert P. Barker
Attorney for Eden's Gate LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of June, 2021, I served a copy of the foregoing **ONE MORE MILE’S NOTICE OF APPEAL AND PETITION TO REVIEW PRELIMINARY ORDER** by the method indicated below, and addressed to the following:

Idaho Dept. of Water Resources
322 E Front St
Boise, Idaho 83720-0098

- Hand Delivery
- U.S. Mail
- Facsimile
- Overnight Mail
- Email: nick.miller@idwr.idaho.gov

S. Bryce Farris
Sawtooth Law
1101 W River St., Suite 110
Boise, ID 83702

- Hand Delivery
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/s/ Albert P. Barker
Albert P. Barker