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JUL 08 2020

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JUL 06 2020

DEPARTMENT OF
WATER RESOURCESWATER RESOURCES
WESTERN REGION

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof of beneficial use for a water right permit

\$50 fee

Received by LERecpt No. W048481Date 07/06/2020

The Idaho Department of Water Resources will consider this form 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 and file proof of beneficial use of water. There is a **FILING FEE of \$50.00** to be included with this form when filed with IDWR.

Permit no. 63-34052Date proof is due 9/1/2020Name(s) of permit holder(s) Ruben Ayala & Johary RodriguezMailing address 28019 Redtop Rd.City WilderState IDZip 83676Telephone no. (305) 684-5509Email jcl111501@gmail.com

Describe what work has been completed toward the development of this water right:

If no work has been completed, show "none".

The irrigation well has been drilled.Retention pond was build to correct flooding issueCosting \$ 39,714.51

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

1) The well drilling company drilled our well almost a year late (February 20, 2020 it was completed). Without knowing well capacity we could not move forward with designing and selecting an irrigation delivery system such as pump needed, pivot, wheeline, drip etc) Once the well was completed We contacted various irrigation companies but everyone was booked up several months.

2) The current pandemic has also affected the ability to hire workers to develop our project. For instance, the person we hired to perform electrical part of the job has dissappeared leaving us to find someone new. Due to Covid we are also experiencing loss of wages and uncertain when things will stabilize. for these reasons we ask for an extension

Permit holder(s) request an extension for 5 year(s).

Signature (If other than permit holder, Power of Attorney must be supplied)

Date

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department has reviewed the explanation for delay and concludes the reason(s) for delay meets the requirements for approval of the Request for Extension of Time as provided by Section(s) 42-204 and/or 42-218, Idaho Code.

☐ IT IS HEREBY ORDERED that the permit is **REINSTATED** with the priority date advanced to _____, 20____.

☒ IT IS HEREBY ORDERED that the above request for extension of time is **APPROVED**, and the time within which to submit proof of beneficial use is extended to September 1, 2025.

Signed this 19th day ofAugust, 2020

Shelley W. Keen
Shelley W. Keen, Chief
Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

1. WELL TAG NO. D 0083513

Drilling Permit No. _____

Water right or injection well # 63-34052

2. OWNER:

Name Ruben Ayala & Johary Rodriguez

Address 28019 Red Top Rd.

City Wilder State ID Zip 83676

3. WELL LOCATION:

Twp. 4 North ☒ or South ☐ Rge. 5 East ☐ or West ☒

Sec. 17 1/4 SE 1/4 NW 1/4

Gov't Lot _____ County Canyon

Lat. 43 41.166 (Deg. and Decimal minutes)

Long. 116 57.135 (Deg. and Decimal minutes)

Address of Well Site 28019 Red Top Rd.

City Wilder

Lot. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation ☐ Thermal ☐ Injection
☐ Other _____

5. TYPE OF WORK:

☒ New well ☐ Replacement well ☐ Modify existing well
☐ Abandonment ☐ Other _____

6. DRILL METHOD:

☐ Air Rotary ☒ Mud Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES:

Seal material	From (ft)	To (ft)	Quantity (lbs or ft ³)	Placement method/procedure
ben/cem	5	202	168cu/ft	tremie

8. CASING/LINER:

Diameter (nominal)	From (ft)	To (ft)	Gauge/Schedule	Material	Casing	Liner	Threaded	Welded
10"	+2	218	.250	steel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8"	250	252	.250	steel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

9. PERFORATIONS/SCREENS:

Perforations ☐ Y ☒ N Method _____Manufactured screen ☒ Y ☐ N Type johnson wire wrap

Method of installation placed

From (ft)	To (ft)	Slot size	Number/ft	Diameter (nominal)	Material	Gauge or Schedule
220	250	.025	---	8"	stainless	

Length of Headpipe 2ft 10x8 bell Length of Tailpipe 2ft

Packer ☐ Y ☒ N Type _____

10. FILTER PACK:

Filter Material	From (ft)	To (ft)	Quantity (lbs or ft ³)	Placement method
8-12 silica	202	252	4650Lbs	tremie

11. FLOWING ARTESIAN:

Flowing Artesian? ☐ Y ☒ N Artesian Pressure (PSIG) _____

Describe control device _____

12. STATIC WATER LEVEL and WELL TESTS:

Depth first water encountered (ft) 110 Static water level (ft) 110

Water temp. (°F) 60degF Bottom hole temp. (°F) _____

Describe access port sanitary seal

Well test:

Drawdown (feet)	Discharge or yield (gpm)	Test duration (minutes)
	300+	60

Test method:

Pump	Ball	Air	Flowing artesian
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Water quality test or comments: _____

13. LITHOLOGIC LOG and/or repairs or abandonment:

Bore Dia. (in)	From (ft)	To (ft)	Remarks, lithology or description of repairs or abandonment, water temp.	Water	
				Y	N
14.5	0	5	fine brown sand		X
"	5	12	sandy brown clay		X
"	12	21	coarse brown sand and some gravel		X
"	21	37	fine brown sand		X
"	37	42	brown sandy clay		X
"	42	53	coarse brown sand		X
"	53	70	brownish tan clay		X
"	70	85	coarse brown sand to fine brown sand		X
"	85	87	brown clay		X
"	87	90	coarse brown sand		X
"	90	110	tan clay		X
"	110	131	coarse black/brown sand	X	
"	131	135	tan clay		X
"	135	152	black pea gravel	X	
"	152	153	tan clay		X
"	153	175	black pea gravel and tan clay layers	X	
"	175	184	coarse black sand	X	
"	184	192	blue clay		X
"	192	199	coarse black sand	X	
"	199	202	blue clay		X
"	202	237	coarse black sand/pea gravel	X	
"	237	238	blue clay		X
"	238	257	coarse black sand/pea gravel	X	

Completed Depth (Measurable) 252

Date Started: Feb 11, 2020

Date Completed: Feb 18, 2020

14. DRILLER'S CERTIFICATION:

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Coarse Well Drilling

Co. No. 409

*Principal Driller _____ Date Feb 19, 2020

*Driller _____ Date Feb 19, 2020

*Operator II _____ Date _____

Operator I _____ Date Feb 19, 2020

* Signature of Principal Driller and rig operator are required.

Payment Receipt

COONSE WELL DRILLING & PUMP CO., INC.

P O Box 366

Middleton, ID 83644

Received From:

RUBEN AYALA & JOHARY ROD...

RUBEN & JOHARY RODRIGUEZ

28019 RED TOP RD.

WILDER, ID 83676

Date Received 02/04/2020

Payment Method Check

Check/Ref. No. 1377

Payment Amount \$20,805.00

Payment Receipt

COONSE WELL DRILLING & PUMP CO., INC.

P O Box 366

Middleton, ID 83644

Received From:

RUBEN AYALA & JOHARY ROD...

RUBEN AYALA & JOHARY RODRIGUEZ

28019 RED TOP RD.

WILDER, ID 83676

Date Received 03/10/2020

Payment Amount \$12,300.00

Payment Method Check

Check/Ref. No. 1378

Invoices Paid

Date	Number	Amount Applied
02/28/2020	208002	-\$12,300.00

COONSE WELL DRILLING & PUMP CO.,

P O Box 366
Middleton, ID 83644

Phone # (208) 454-0190

INVOICE


BILL TO:

RUBEN AYALA & JOHARY RODRIGUEZ
28019 RED TOP RD.
WILDER, ID 83676

DATE**INVOICE #**

2/28/2020

208002

PROJECT		TERMS	DUE DATE
28019 RED TOP RD.		Due on receipt	2/28/2020
QTY	DESCRIPTION	UNIT PRICE	AMOUNT
252	14-IN DRILLING	55.00	13,860.00
220	10-IN STEEL CASING	42.00	9,240.00
30	8-IN STAINLESS STEEL SCREEN	150.00	4,500.00
50	COLORADO SILICA SAND INSTALL	40.00	2,000.00
207	CEMENT & BENTONITE SEAL INSTALL PER FOOT	15.00	3,105.00
1	10" WELL CAP	200.00	200.00
1	IRRIGATION DRILLING PERMIT	200.00	200.00
			

THANK YOU FOR YOUR BUSINESS!
PLEASE PAY BY THIS INVOICE.

Make all checks payable to: Coonse Well Drilling & Pump Co., Inc.
All past due accounts are subject to service charge of 1 1/2% per month or maximum permitted by law.
NOTE: THERE IS A 3% PROCESSING FEE ON CREDIT CARD PAYMENTS.

Total \$33,105.00

Payments Applied -\$20,805.00

Balance Due \$12,300.00

There is a 3% Processing Fee on Credit Card Payments.

INVOICE

DATE

11/15/19

INVOICE NO

JR-1

Green Mountain Projects

6800 Brill Rd

New Plymouth, ID 86355

802.363.7106

greenmountainprojects@gmail.com

INVOICE TO

28019 Red Top Rd

Wilder, ID 83676

321.666.8475

Jcl11501@gmail.com

PROVIDER	JOB	PAYMENT TERMS	DUE DATE
Travis Miner	Red Top Rd	Cash or Check	12/15/19

QUANTITY	DESCRIPTION	UNIT PRICE	LINE TOTAL
3 loads (55 yards)	Road Mix	\$278.17	\$834.51
1	Driveway Grading	\$475	\$475
1	Retention Pond	\$1800	\$1800

Subtotal	3109.51
Sales Tax	0
Total	3109.51

CERTIFICATE OF SERVICE

I hereby certify that on ^{August 20} ~~July~~, 2020 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**PRELIMINARY ORDER APPROVING REQUEST FOR EXTENSION OF TIME**) to the persons listed below:

RE: Preliminary Order in the Matter of Permit No. **63-34052**

**RUBEN AYALA
JOHARY RODRIGUEZ
28019 REDTOP RD
WILDER ID 83676**



**Debbi Judd
Technical Records Specialist**

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 service date 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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

GARY SPACKMAN
Director

August 20, 2020

RUBEN AYALA
JOHARY RODRIGUEZ
28019 REDTOP RD
WILDER ID 83676

REQUEST FOR EXTENSION OF TIME LETTER

RE: Permit No. 63-34052

Dear Permit Holders:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the proof due date to **September 01, 2025**.

The Department granted this extension based on evidence of good cause. It is important that you work diligently toward the completion of the project during the development period allowed because the Department **will not** grant an additional extension based on good cause, according to Idaho Code § 42-204(3)(f).

The extension is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01). 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.

Please be advised that Idaho Code § 42-248, requires you or the owner of this water right to maintain current ownership and address records on file with the Department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning this permit, please contact the State Office of the Department located in Boise at (208) 287-4800.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures