

HEARING
Applications for Transfer: 82613
Date: February 28, 2019
Presiding Officer: Cynthia Bridge-Clark
Assisted by: Sharla Cox

NAME	PHONE NUMBER ADDRESS, CITY, ZIP	EMAIL ADDRESS	REPRESENTING
Low Fonnesbeck	255 E 200 S Weston ID 83286		
Leo Daley	934 1st 208-747-3786 Weston ID 83286		
Clint Birtles	493 So Canyon Dr Franklin ID 83237 208-747-3184		
Tami Mikulski	15 Smta State Street Franklin ID 83237 801-624-9882		-88 31
Ryan Beckstead	435 W. 1st North Weston, ID 83286 208-747-3189		City of Weston
Glen Kirkbride	P.O. Box 2 Franklin, ID 83237 208-589-5520		City of Weston

Richard Summers 435 770 9851 5345 W Hwy 36 Weston, ID 83286

If you are the applicant or the protestant, you can sign in and add your phone number. If you are not the protestant or the applicant, please fill in all the address information. PLEASE MAKE SURE TO ALWAYS PUT YOUR PHONE NUMBER AND EMAIL, IF POSSIBLE.
 Thank you, IDWR.

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NAME	PHONE NUMBER ADDRESS, CITY, ZIP	EMAIL ADDRESS	REPRESENTING
Steven R. Fuller	208 852 - 2650 PO Box 111, Preston, ID 83263	stfuller@fullerlaw online.com	Weston City
Steven Wood	801-573-0769 26. S. Main Smithfield, UT 84335	Schwood @ Sunrise-eng. com	Weston City
Greg Garner	32 N 21 E WESTON, ID 83226	greg.h.garner@gmail.com	Weston CITY
Jay Fornesbeck	6022 W. Hwy 36 Weston, ID	jnfornes@gmail.com	
Mark A. Koller	208-747-3300 80 SOUTH 1st EAST WESTON, ID 83286	mkoller@hotmail.com	
Sharyllyn Fornesbeck	208-747-3295 6022 W. Hwy 36 Weston, ID 83286	sharyllyn.Fornesbeck@g-mail.com	Jay Fornesbeck

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City of Weston

Exhibit #	Description	Introduced	Accepted
1	Weston City Minutes - January 6, 1988	Y	Y
2	Weston City Minutes - March 16, 1988	Y	Y
3	Weston City Minutes - April 28, 1988	Y	Y
4			
5	Weston City Minutes - June 8, 1988	Y	Y
6	Weston City Minutes - August 10, 1988	Y	Y
7	Weston City Minutes - October 1, 1988	Y	Y
8	Weston City Minutes - November 2, 1988	Y	Y
9			
10	Weston City Minutes - July 13, 1989	Y	Y
11	Weston City Minutes - June 1, 1990	Y	Y
12	Weston City Minutes - July 6, 1990	Y	Y
13	Weston City Minutes - April 3, 1991	Y	Y
14	Weston City Minutes - May 8, 1991	Y	Y
15	Weston Creek Co. - June 21, 1991	Y	Y
16	Weston City Minutes - August 6, 1991	Y	Y
17	Weston City Minutes - September 11, 1991	Y	Y
18	Weston Creek Co., - April 14, 1992	Y	Y
19	Test Hole #2, well log		
20	Test Hole #3, well log		
21	Incorrect Deed, October 14, 1988	Y	Y
22	Deed Description	Y	Y
23	Corrected Deed, October 17, 1988	Y	Y
24	Limited R of W Easement		
25	Legal Description for Easement		
26	Weston City Minutes, December 1, 2011	Y	Y
27			
28	DEQ Sanitary Survey - September 26, 2012		
29	Conversation w / Eddie Hanen, November 14, 2011		
30	Email w / Tom Helpworth, DEQ, November 18, 2011		
31	IDAPA 37.03.09.025		
32	IDAPA 58.01.08.510.02, 03, and 900.01		
33	Email Communications November 14 & 15, 2011		
34	Steve Fuller Letter, June 5, 2013		
35	Steve Fuller Letter, March 6 2014		
36	Idaho Code Title 5, 207 thru 210		
37	Water Right Backfile for City of Weston		
38	Arial View Well #2 & 3, Easement Roadway to well #3		
39			
40	Photos		

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51	Letter dated August 25, 2014 from DEQ	✓	✓
52	Engineering Waiver from DEQ	✓	✓
53	Test Data from Analytical Laboratories 4/29/2016	✓	✓
54	Well Driller Report, Test Hole #2	✓	✓
55	Well Driller Report, Test Hole #2=3	✓	✓
56	Aerial map prepared by Sunrise Engineering	✓	✓
101	Transfer Application #82613		
102	Protest from Jay Fannesbeck		
103	Proof Reports, 13-4070 and 13-7453		

TESTIMONY LOG

IN THE MATTER OF APPLICATION FOR
TRANSFER 82613
CITY OF WESTON

) HEARING
) Conducted by Cynthia Clark
) February 28, 2019

TIME/ TRACK	COUNTER	TESTIMONY DESCRIPTION
~~1~~ 1	10:00	Prev Mayor Clint Buttarz
	12:00	Background of Mayor Buttarz
	13:30	Fonnesbeck reads minutes word for word
	16:00	Fuller raises objection on relevance
	26:00	Buttarz testimony ends
	27:00	Testimony of Steven Wood
	29"	DEQ requirements
	33"	Test well drilled
	35"-40"	setback issue / waiver / testing
	51"	Cross of SW
	1hr 8"	End
2		Test wells - wood ends
	7"	Mayor Garner
	12"	Cross of mayor - impact of well
	25"	Review of previous minutes
	40"	more meeting minutes - production of wells
3		ReCross of Steve Wood
4		Mayor Daley
	9"	Lou Fonnesbeck
	13"	Sherilyn Fonnesbeck
	28"	Jay Fonnesbeck
		sequential coverage of exhibits
	52"	well logs - exs 19 & 20
~~4~~	1hr 5"	some cross of JF
5		Continued cross of JF
6		Continued cross of JF

HEARING WITNESS LIST

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 82613)
CITY OF WESTON)

February 28, 2019

Hearing Officer: Cynthia Clark

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