

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 67-15320

Priority: November 21, 2018

Maximum Diversion Rate: 5.80 CFS

This is to certify that

ROYCE SCHWENKFELDER 3315 SCHWENKFELDER RD CAMBRIDGE ID 83610 AND
 JOHN R SCHWENKFELDER 3315 SCHWENKFELDER RD CAMBRIDGE ID 83610

has applied for a permit to appropriate water from:

Source : GROUND WATER

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

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>
IRRIGATION	03/15 to 10/31	5.80 CFS

Location of Point(s) of Diversion

GROUND WATER SW¼ SE¼, Sec. 16, Twp 14N, Rge 02W, B.M. WASHINGTON County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	02W	16									40.0	32.0		40.0		40.0	40.0		192.0
14N	02W	21		20.0			40.0	38.0											98.0

Total Acres: 290.0

Conditions of Approval


1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2024**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1,160 af at the field headgate for the place of use.
5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
6. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
No. 67-15320

7. 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 the permit holder had no control.
8. 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.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 1st day of March, 2019.



NICK MILLER
Engineer, Manager 2

DWR

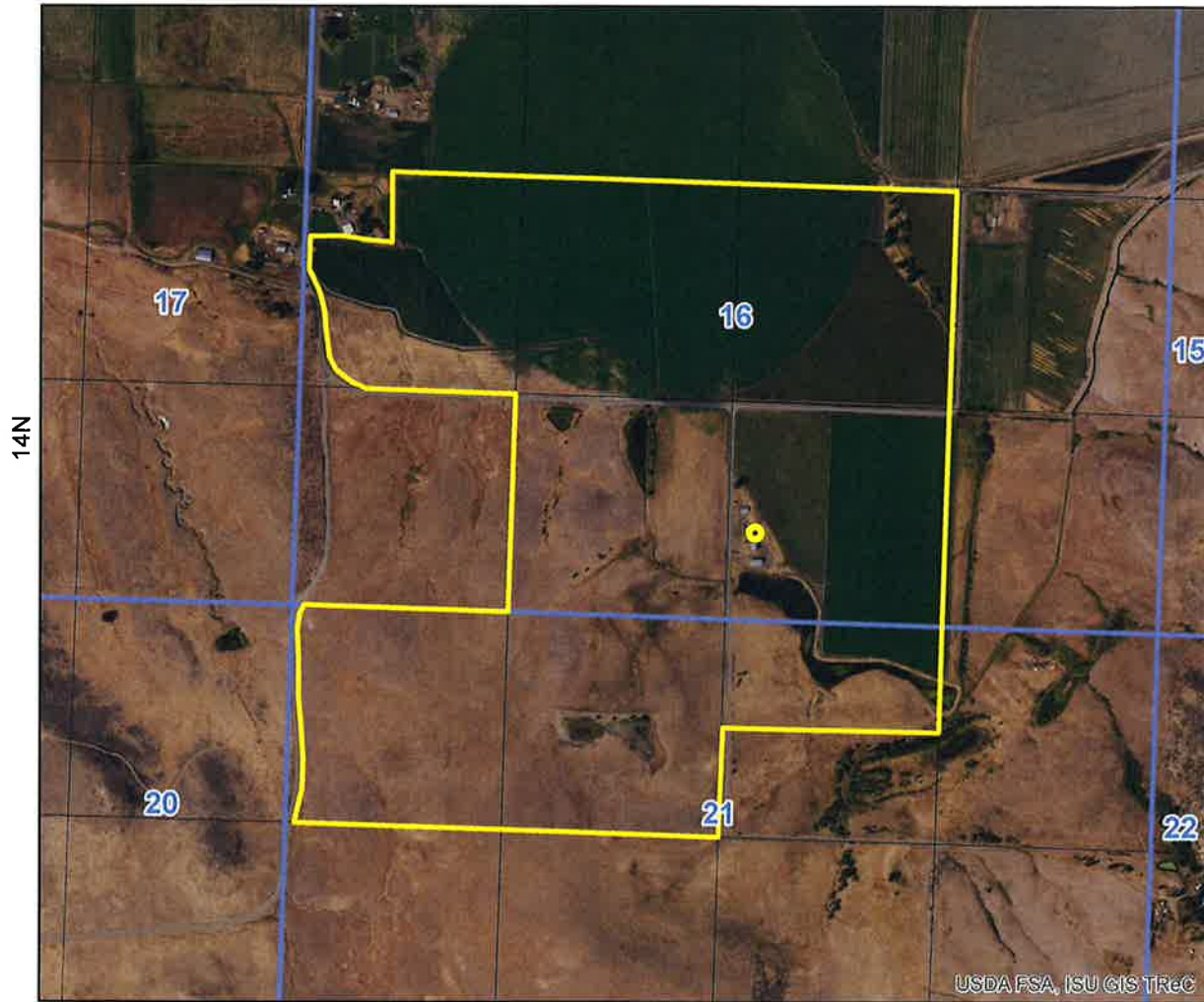
State of Idaho
Department of Water Resources






Attachment to Permit to Appropriate Water

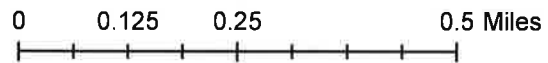
67-15320

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

02W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

March 01, 2019

ROYCE SCHWENKFELDER
JOHN R SCHWENKFELDER
3315 SCHWENKFELDER RD
CAMBRIDGE ID 83610

RE: Permit No. 67-15320

Permit Approval Notice

Dear Permit Holders:

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must first commence the excavation or construction of your diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is complete. In addition, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 334-2190.

Sincerely,

Anna Kaiser

Anna Kaiser

For

Nick Miller

Engineer, Manager 2

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on March 01, 2019, I served a true and correct copy of Permit to Appropriate Water No. 67-15320 by U.S. Mail, postage prepaid, to the following:

ROYCE SCHWENKFELDER (Current Owner)
JOHN R SCHWENKFELDER (Current Owner)
3315 SCHWENKFELDER RD
CAMBRIDGE ID 83610

DAVID SHAW (Representative)
4001 E MAIN ST
EMMETT ID 83617



Anna Kaiser
Administrative Assistant 1

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

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 16, 2019

COPY

LITTLE WEISER IRRIGATION DISTRICT
2410 LITTLE WEISER RD
INDIAN VALLEY ID 83632

Re: Application for Permit No. 67-15320

Dear Interested Party:

The above referenced application may be of interest to you. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

Supplemental irrigation conditions will be placed on the permit approval. This requires the applicant to continue to use surface water shares when available. Please provide comment within the next thirty (30) days. If no comment is received, it will be assumed that you have no further interest in the application.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

A handwritten signature in blue ink that reads "Patrick Kelly". The signature is written in a cursive style.

Patrick Kelly
Western Regional Office

Enclosures Application for Permit 67-15320



January 16, 2019

Patrick Kelly
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
JAN 16 2019
WATER RESOURCES
WESTERN REGION

RE: Application for Permit 67-15320

Dear Patrick:

This information is in response to your January 8, 2019 request for additional Rule 40 information regarding the above referenced application for permit. In your letter you requested information for only Rule 40.05.c. and 40.05.d.

Rule 40.05.c.

As shown on the attached map, only 1 ground water right and 1 spring right have points of diversion of record in the IDWR water right data base within ½ mile of the proposed point of diversion for application 67-15320. A search of well logs, however, suggests there are 2 additional wells within ½ mile of the proposed point of diversion.

The spring for water right 67-10293 in the SW¼SE¼ Sec 21 Twp 14N Rge 2W, B.M. is approximately 40 feet higher in elevation at land surface than the proposed point of diversion. The well for water right 67-4010 in the NE¼SE¼ Sec 16 Twp 14N Rge 2W, B.M. is at about the same elevation as the proposed point of diversion.

Available well logs show a well in the NE¼SW¼ Sec 16 Twp 14N Rge 2W, B.M. is on property now owned by the applicants. Well logs show another well in the NE¼NE¼ Sec 21 Twp 14N Rge 2W, B.M. that was drilled as a domestic well but since there isn't evidence of a house ever being at that location the well may be used for stock water.

There are 5 well logs, copies attached, available in the general area of the proposed point of diversion. All of the wells encountered water that was under artesian pressure and 2 of the wells flowed at the surface.

The well in the NE¼NE¼ Sec 21 is at approximately the same land surface elevation as the spring yet the well log shows 137 feet of non-water bearing strata before water was encountered. It is unlikely that spring water at land surface would be impacted by a well 40 feet lower in elevation that encounters over 100 feet of non-

Denver
1842 Clarkson St.
Denver, CO 80218
303.830.1188

Durango
1015 ½ Main Avenue
Durango, CO 81301
970.422.2136

Hotchkiss
P.O. Box 932
161 South 2nd St.
Hotchkiss, CO 81419
970.872.3020

Idaho
4001 East Main Street
Emmett, ID 83617
208.365.7684

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Consultants in
Natural Resources
and the Environment

water bearing strata. Well logs further north in the name of Brown Bros. and Royce Schwenkfelder show even more non-water bearing strata and those wells also begin at land surface elevations about 40 feet lower than the spring. The lithology of these existing wells makes it unlikely a new well drilled to similar or deeper depths could impact the spring that supplies water for water right 67-10293.

All the wells in the area are relatively low production wells, some finished in sand, some in fractured/porous rock and one in sandstone. The geology seems to be discontinuous or the lithology reported by the drillers may not be precise. If the new well is cased to about 210 feet it should prevent interference with any of the existing nearby water rights.

Rule 40.05.d

The application is for 290 acres with a diversion rate of 5.80 cfs. About half of the land covered by the application is already irrigated from surface water and about half the land is not currently irrigated. The total diversion rate is based on 0.02 cfs per acre but the applicant will need to determine if this high a diversion rate is justified after the well is drilled and both well capacity and pumping head are known.

IDWR's field headgate guidelines for this area is 4 acre-feet per acre for the most water consumptive crop grown in the area. Assuming half the area will be irrigated solely from ground water the maximum volume required would be about 580 acre-feet for the ground water only supply and assuming the supplemental supply for the surface water irrigated area might require 1 acre-foot per acre the maximum expected annual diversion would be about 725 acre-feet per year.

The water bearing zones as indicated by available well logs show primarily sand or fractured/porous rock, either of which could supply the estimated water demand with a fully developed well. As noted above, the lithology of the area is not uniform, but the nearest wells should be protected if the new well is cased to a depth of about 210 feet.

Please let me know if you have questions or need additional information. Thank you for your consideration.

Yours truly,



David Shaw

Enc.

cc: Applicant

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

833056

Office Use Only
Well ID No. 403638
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 _____ 1/4 _____ 1/4 _____
Lat: : : Long: : :

1. WELL TAG NO. D 00 39921
DRILLING PERMIT NO. _____
Water Right or Injection Well No. _____

2. OWNER:
Name Royce Schwenkfelder
Address 3381 Schwenkfelder Rd
City Cambridge State ID Zip 83610

3. LOCATION OF WELL by legal description:
You must provide address or Lot, Blk, Sub. or Directions to well.
Twp. 14 North or South
Rge. 2 East or West
Sec. 15 1/4 NW 1/4 SW 1/4
Gov't Lot _____
County Washington
Lat: : : Long: : :
Address of Well Site 3317 Schwenkfelder Rd
City Cambridge
Lt. _____ Blk. _____ Sub. Name _____

4. USE:
 Domestic Municipal Monitor Irrigation
 Thermal Injection Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)
 New Well Modify Abandonment Other _____

6. DRILL METHOD:
 Air Rotary Cable Mud Rotary Other _____

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
<u>Bentonite</u>	<u>0</u>	<u>19</u>	<u>450#</u>	<u>Top Pave</u>

Was drive shoe used? Y N Shoe Depth(s) 318
Was drive shoe seal tested? Y N How? Air Pressure

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>6"</u>	<u>+2</u>	<u>318</u>	<u>200</u>	<u>Steel</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Length of Headpipe _____ Length of Tailpipe _____
Packer Y N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE
Perforation Method open Bottom
Screen Type & Method of Installation _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:
42 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices:
Top of casing

12. WELL TESTS:
 Pump Bailor Air Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
<u>80</u>			<u>1.5</u>

Water Temp. 59° Bottom hole temp. _____
Water Quality test or comments: Good

13. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>10</u>	<u>0</u>	<u>19</u>	<u>TAN clay</u>		<input checked="" type="checkbox"/>
<u>8</u>	<u>19</u>	<u>119</u>	<u>white clay</u>		<input checked="" type="checkbox"/>
<u>8</u>	<u>119</u>	<u>130</u>	<u>sandstone</u>		<input checked="" type="checkbox"/>
<u>8</u>	<u>130</u>	<u>150</u>	<u>Blue shale</u>		<input checked="" type="checkbox"/>
<u>6</u>	<u>150</u>	<u>308</u>	<u>" "</u>		<input checked="" type="checkbox"/>
<u>6</u>	<u>308</u>	<u>335</u>	<u>Soft Black Brown BSLT</u>	<u>80</u>	

RECEIVED
MAY 18 2005
WATER RESOURCES
WESTERN REGION

Completed Depth 335 (Measurable)
Date: Started 5-4-05 Completed 5-10-05

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 WALKENROTT DRILLING Firm No. 125
Principal Driller Ryan Walkenrott Date 5-14-05
and
Driller or Operator II _____ Date _____
Operator I _____ Date _____
Principal Driller and Rig Operator Required.
Operator I must have signature of Driller/Operator II.

USE TYPEWRITER OR BALL POINT PEN

State of Idaho Department of Water Resources

WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER
 Name William Gladhart
 Address Cambridge, Idaho
 Owner's Permit No. _____

7. WATER LEVEL
 MAY 1976
 Static water level 1 feet below land surface
 Flowing? Yes No G.P.M. flow
 Temperature 68 ° F. Quality Good
 Artesian closed-in pressure _____ p.s.i.
 Controlled by Valve Cap Plug

2. NATURE OF WORK
 New well Deepened Replacement
 Abandoned (describe method of abandoning) _____

8. WELL TEST DATA
 Pump Bailer Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>30</u>	<u>60</u>	<u>2</u>

3. PROPOSED USE
 Domestic Irrigation Test Other (specify type) Dairy
 Municipal Industrial Stock Waste Disposal or Injection

9. LITHOLOGIC LOG 039109

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	14	Top soil		X
8	14	22	Gravel		X
8	22	40	Green clay		X
3	40	148	Green clay	X	
8	148	152	Sand	X	

4. METHOD DRILLED
 Cable Rotary Dug Other


5. WELL CONSTRUCTION
 Diameter of hole 8 inches Total depth 152 feet
 Casing schedule: Steel Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>8</u> inches	<u>+ 18</u> feet	<u>112</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

 Was casing drive shoe used? Yes No
 Was a packer or seal used? Yes No
 Perforated? Yes No
 How perforated? Factory Knife Torch
 Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

 Well screen installed? Yes No
 Manufacturer's name _____
 Type _____ Model No. _____
 Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Gravel packed? Yes No Size of gravel _____
 Placed from _____ feet to _____ feet
 Surface seal depth 112. Material used in seal Cement grout Puddling clay Well cuttings
 Sealing procedure used Sherry pit Temporary surface casing 20 ft Overbore to seal depth

6. LOCATION OF WELL
 Sketch map location must agree with written location. 67

 Subdivision Name _____
 Lot No. _____ Block No. _____
 County Washington
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T. 14 N. R. 2 E/W

10. Work started 4/10/76 finished 4/26/76

11. DRILLERS CERTIFICATION
 Firm Name Goodrich Drillers Firm No. 56
 Address Goodrich Creek Rt. Date 4/26/76
 Signed by (Firm Official) Don Biele
 and Don Biele
 (Operator)

RECEIVED

REPORT OF WELL DRILLER
State of Idaho

JUL 22 1969

State law requires that this report shall be filed with the Department of Conservation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name Brown Bros.
Address Star Pt. Cambridge, Idaho

Owner's Permit No. _____
NATURE OF WORK (check): Replacement well
New well Deepened Abandoned

Water is to be used for: DOMESTIC

METHOD OF CONSTRUCTION: Rotary Cable
Dug Other _____

(explain)
CASING SCHEDULE: Threaded _____ Welded
6 "Diam. from 0 ft. to 208 ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: 1/4" Material:
Steel concrete wood other

(explain)
PERFORATED? Yes No Type of perforator used: _____

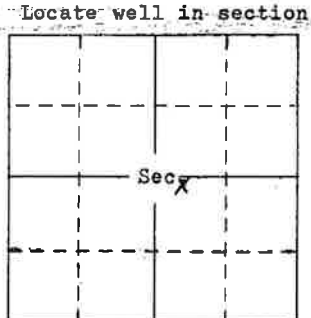
Size of perforations: _____ " by _____ "
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes No
Manufacturer's name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes
No size of gravel _____ Gravel placed from _____ ft. to _____ ft. Surface seal provided? Yes No To what depth? 208 ft. Material used in seal: STEEL

CASEING
Did any strata contain unusable water? Yes
No Type of water: _____
Depth of strata 65 ft. Method of sealing strata off: STEEL CASEING

Surface casing used? Yes No
Cemented in place? Yes No



LOCATION OF WELL: County Washington
NE 1/4 Sec. 16 T. 14 N/S R. 2 E/W

Size of drilled hole: 6" Total depth of well: 212 ft. Standing water level below ground: 0 Temp. Fahr. _____ ° Test delivery: 4 gpm or _____ cfs Pump? Bail
Size of pump and motor used to make test: _____

Length of time of test: _____ Hrs. _____ Min.
Drawdown: _____ ft. Artesian pressure: _____ ft. above land surface 12 Give flow _____ cfs or 4 gpm. Shutoff pressure: _____
Controlled by: Valve Cap Plug
No control Does well leak around casing? Yes No

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
0	20	Surface soil	No
20	25	Light grey gravel	Yes
25	60	Blue shale & clay	No
60	65	Brown clay	Yes
65	95	Blue shale & clay	No
95	150	Reddish brown clay	No
150	200	Blue shale & clay	No
200	210	Dark colored sandy clay	No
210	212	Multi colored coarse sand	Yes

001058

Work started: June 4, 1969
Work finished: June 12, 1969
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Nicholson Well Drilling
Address: 921 6th Ave. S. Payette, Idaho
Signed by: Deane Scott
License No. 54 Date: July 18, 1969

Use other side for additional remarks

67

U.S.G.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 8, 2019

JOHN R AND ROYCE SHWENKFELDER
3315 SCHWENKFELDER RD
CAMBRIDGE ID 83610

COPY

Re: Application for Permit No. 67-15320 Rule 40 Additional Information Request

Dear Applicant:

The Idaho Department of Water Resources ("IDWR") is processing Application for Permit No. 67-15320. IDWR requests additional information required by the Water Appropriation Rules¹. This requirement includes the following items discussed in Water Appropriation Rule 40, Rule Subsections 040.05c through 040.05g (copy enclosed):


1. effect on existing water rights
2. sufficiency of water supply
3. good faith, delay or speculative purposes
4. financial resources
5. local public interest

For your application for permit, only the following items need to be addressed: effect on existing water rights and sufficiency of water supply.

Please submit the requested information for application processing to continue. **Your written response is required within the next thirty (30) days.** You may seek additional time to provide the information if necessary. The application will be voided without a timely written reply. Refunds are not available for voided applications.

IDWR rules, forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,


Patrick Kelly
Water Resource Agent, Sr.

Enclosure: IDAPA 37.03.08.040.05.c-g

¹ IDAPA 37.03.08 – Water Appropriation Rules

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
County of Washington) ss.

Sarah Boles, being duly sworn,
deposes and says:

That she is the clerk of
THE WEISER SIGNAL AMERICAN, a weekly newspaper
published at Weiser, in the County of Washington and State of
Idaho; that said paper has been and is in general circulation in
the county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was published in

said newspaper once a week for two consecutive weeks in
the regular and entire issue of said paper during the period and
time of publication, and was published in the newspaper proper
and not in a supplement; that said paper has been established
and regularly published for more than seventy-eight consecutive
weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with
December 5, 2018 and ending

with the issue of December 12, 2018
Sarah Boles

Fees, \$ 935.15

Subscribed and sworn to before me this 12
date of December 2018

Stephanie McDaniel
Notary Public, residing at Weiser, Idaho.

My commission expires 09-14-2024

RECEIVED
DEC 31 2018
WATER RESOURCES
WESTERN REGION



No.

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

67-15292 *Joe Mc 12/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion SENW S36 T13N R06W WASHINGTON
County Source JENKINS CREEK Tributary SNAKE RIV-
ER
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.4
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.4 AF
Total Diversion: 0.4 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T13N R06W S36 SWNE SENW

67-15293 *Joe Mc 12/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion SENE S36 T13N R06W WASHINGTON
County Source JENKINS CREEK Tributary SNAKE RIV-
ER
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.4
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.4 AF
Total Diversion: 0.4 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T13N R06W S36 SENE

67-15294 *Joe Mc 12/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion SESE S36 T13N R06W WASHINGTON
County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.5
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.5 AF
Total Diversion: 0.5 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T13N R06W S36 SESE

67-15295 *Joe Mc 12/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion L3(NENW) S1 T12N R06W WASH-
INGTON County Source UNNAMED STREAM Tributary
JENKINS CREEK
Point of Diversion SESW S36 T13N R06W WASHINGTON
County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 1.5
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 1.5 AF
Total Diversion: 1.5 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R06W S1 L3(NENW)
T13N R06W S36 SESW

67-15296 *Job No 1/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NENE S11 T12N R06W WASHINGTON
County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.4
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.4 AF
Total Diversion: 0.4 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R06W S11 NENE

67-15297 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NWSW S12 T12N R06W WASHINGTON
County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.4
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.4 AF
Total Diversion: 0.4 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R06W S12 NWSW

67-15298 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NWNE S18 T12N R05W WASHINGTON

County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.4
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.4 AF
Total Diversion: 0.4 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R05W S18 NWNE NENW

67-15299 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion SESE S7 T12N R05W WASHINGTON
County Source UNNAMED STREAM Tributary SHEEP
CREEK
Point of Diversion SWSW S8 T12N R05W WASHINGTON
County Source UNNAMED STREAM Tributary SHEEP
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.3
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.3 AF
Total Diversion: 0.3 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R05W S7 SESE
T12N R05W S8 SWSW

67-15300 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NESW S7 T12N R05W WASHINGTON
County Source UNNAMED STREAM Tributary JENKINS
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.9
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.9 AF
Total Diversion: 0.9 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R05W S7 NESW

67-15301 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion SENE S7 T12N R05W WASHINGTON
County Source UNNAMED STREAM Tributary SHEEP
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.2
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.2 AF
Total Diversion: 0.2 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R05W S7 SENE

67-15302 *Job No 3/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NESE S6 T12N R05W WASHINGTON
County Source UNNAMED STREAM Tributary MONROE
CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.2
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.2 AF
Total Diversion: 0.2 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T12N R05W S6 NESE

67-15303 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NWNW S36 T13N R06W WASHING-
TON County Source UNNAMED STREAM Tributary
SCOTT CREEK
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.9
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 0.9 AF
Total Diversion: 0.9 AF
Date Filed: 9/12/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER
FROM STORAGE
T13N R06W S25 SWSW
T13N R06W S36 NWNW

67-15322 *Job No 1/2/19*
ECKHARDT FAMILY LLLP
1275 JENKINS CREEK RD
WEISER, ID 83672-5158
Point of Diversion NESW S6 T12N R05W WASHINGTON
County Source JENKINS CREEK Tributary SNAKE RIV-
ER
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 200
AF
Use: STOCKWATER STORAGE 01/01 to 12/31 200 AF
Total Diversion: 200 AF
Date Filed: 11/23/2018
Place Of Use: STOCKWATER STORAGE, STOCKWATER

FROM STORAGE
T12N R05W S6 SWNE SENW NESW NWSE

67-15320 *Vote No 12/19*
ROYCE SCHWENKFELDER
JOHN R SCHWENKFELDER
3315 SCHWENKFELDER RD
CAMBRIDGE, ID 83610
Point of Diversion SWSE S16 T14N R02W WASHINGTON
County Source GROUND WATER Tributary
Use: IRRIGATION 03/15 to 10/31 5.8 CFS
Total Diversion: 5.8 CFS
Date Filed: 11/19/2018
Place Of Use: IRRIGATION
T14N R02W S16 NESW NWSW SESW NWSE SWSE
T14N R02W S21 NWNE NENW NWNW
Total Acres: 290

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82712 *Vote No 12/19*

ECKHARDT FAMILY LLLP, 1275 JENKINS CREEK RD,
WEISER, ID 83672-5158; has filed Application No. 82712
for changes to the following water rights within WASHING-
TON County(s): Right No(s). 67-14386; to see a full descrip-
tion of these rights and the proposed transfer, please see re-
search.idwr.idaho.gov/apps/waterrights/QueryNewTransfers.
The purpose of the transfer is to change a portion of the above
rights as follows: The purpose of the transfer is to properly
describe the location of two existing ponds for both points of
diversion and places of use. The site is located approximately
11 miles north of Weiser, Idaho.

Permits will be subject to all prior water rights. For additional
information concerning the property location, contact West-
ern Region office at 208-334-2190; or for a full description
of the right(s) or proposed transfer (s) please see [www.idwr.
idaho.gov/WaterManagement/WaterRights](http://www.idwr.idaho.gov/WaterManagement/WaterRights). Protests may be
submitted based on the criteria of Idaho Code §§ 42-203A and
42-222. Any protest against the approval of the application(s)
must be filed with the Director, Dept. of Water Resources,
Western Region, 2735 Airport Way, Boise, ID 83705 together
with a protest fee of \$25.00 for each application on or before
12/24/2018. The protestant must also send a copy of the pro-
test to the applicant.

GARY SPACKMAN, Director

Published on 12/6/2018 and 12/13/2018

49-2S