

MEMORANDUM

DATE: 04/23/2018
TO: 65-12974C
FROM: Phill Hummer
RE: Reconsideration of Void Order

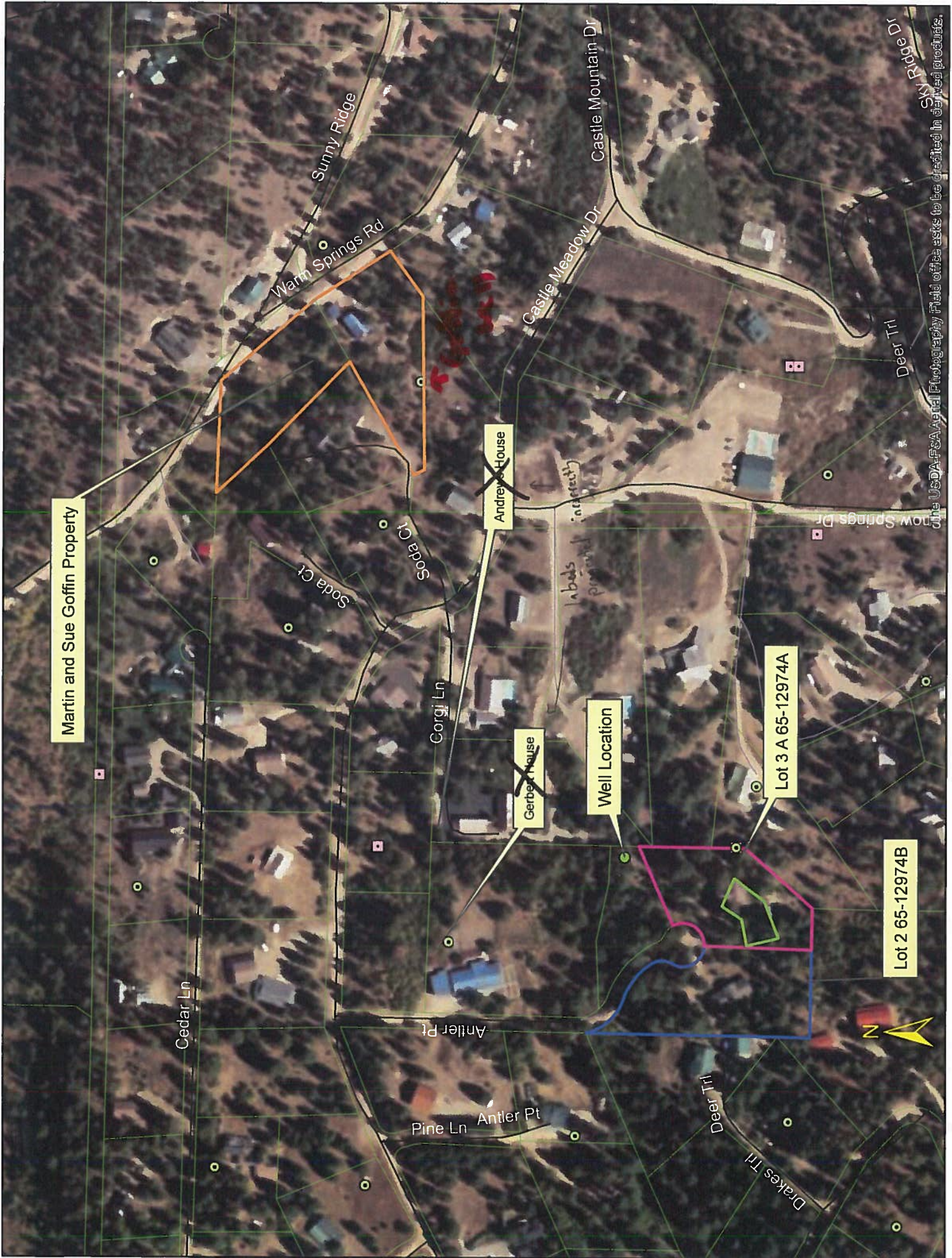
On April 04, 2018 the Department issued a preliminary order voiding the permit. On April 11, 2018 the Department received a petition for reconsideration (email) from the permit holder.

Martin Goffin indicated in his email that they had purchased the property from Earl and Fay Livingston (owners of the original application) who were also their general contractors. He confirmed the property is located at 141 Warm Springs Road Garden Valley ID 83622, now Warm Springs Estate AMD 1, lot 12, pin # RP082020000120 (marked in orange on the attached map). He also confirmed that the hot water well they use for heating is located on the property close to the location of the green well dot on the attached map (well ID # 291815). This well was drilled for Earl Livingston and completed on August 13, 1994. The well log (attached) indicates the address of the well site is Warm Springs Amended lot 12.

Based on this information it is clear the property owned by Martin and Sue Goffin is not part of the Livingston Estates development and that the geothermal groundwater use at the property is from a separate well and diversion system than the system developed for permits 65-12974A and B. This would explain why the field examiner was unable to find evidence that a beneficial use had been developed under this permit when the field exam was conducted on June 96, 1998.

Since the well was completed in 1994 it is likely that the majority of the diversion system was in place during the development period regardless of whether or not the home was complete, similarly to the construction method the field examiner reported on lots 2 and 3 of Livingston Estates for parts A and B of the permit. The same rationale should be used when considering part C of the permit. An extension of the "sub-in" policy can be applied since part of the diversion system was in place and the use has likely been occurring for nearly 20 years. Therefore, the void order should be reconsidered and the permit should be re-instated.

However, before a license can be issued the permit holder needs to submit information specific to the amount of water historically used or provide the information necessary to calculate the required rate and volume using the Heating/Cooling spreadsheet.



Martin and Sue Goffin Property

Andrew House

Gerber House

Well Location

Lot 3 A 65-12974A

Lot 2 65-12974B

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IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Location Corrected by IDWR To:
T10N R04E Sec. 33 NWSW
By: segbert 2010-10-14

1. DRILLING PERMIT NO. 65-94-W-0487-000
Other IDWR No. _____

2. OWNER:

Name EARL Livingston
Address HC 76, Box 4043
City Garden Valley, State TX Zip 83622

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.


 T. 10 North ☒ or South ☐
 E. 4 East ☒ or West ☐
 Sec. 33 10 acres SW 1/4 40 acres SW 1/4 160 acres
 Gov't Lot _____ County Boise

Address of Well Site Garden Valley

(Give at least Direction + Distance to Road or Landmark)

Lot No. 12 Block No. _____ Subd. Name Warm Springs
Amended

4. PROPOSED USE:

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

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Bentonite	4	18	2	Overbore

Was drive shoe seal tested? Y ☐ N ☒ How?

8- CASING/LINER:

Diameter	From	To	Gauge	Casting	Liner	Steel	Plastic	Welded	Threaded
6"	+1	20	1/4			☒	☐	☒	☐
						☐	☐	☐	☐
						☐	☐	☐	☐
						☐	☐	☐	☐

Final location of shoes 20'

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☒ Screens Type _____ Material _____

From	To	Shot Size	Number	Diameter	Tel./Pipe Size	Casting	Linear
						☐	☐
						☐	☐
						☐	☐
						☐	☐

10. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time
30	10'	70	1 hr.

Temperature of water _____ Was a water analysis done? Yes ☐ No ☒

Water Quality (odor, etc.) _____

Bottom Hole Temperature

11. STATIC WATER LEVEL:

6 ft. below surface Depth artesian flow found

Artesian pressure _____ lb. Describe access port _____

Describe Controlling Devices:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

13. DRILLER'S CERTIFICATION

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

Firm Name Pharos Drill Co Firm No. 311

Firm Official Wesley G. Kipp Date 12-8-94
and

Supervisor or Operator Same Date _____

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

Hummer, Phill

From: Martin Goffin <mrg0032@me.com>
Sent: Thursday, April 19, 2018 8:45 PM
To: Hummer, Phill
Subject: Re: wr 65-12374C

Orange property is ours, the well looks to be correct location
The well went in 1996 or 1997 house done 1998 about October.
This is from memory not from documents but that's what my wife says also.
There is also a hot water well On the other lot but we just bought and combined the lot

Martin R

On Apr 19, 2018, at 1:16 PM, Hummer, Phill <Phill.Hummer@idwr.idaho.gov> wrote:

Hi Martin,

I am working on collecting some information to give to the regional manager when he returns for vacation. I have attached a map to this email that shows the property and well location for the water right in question as well as what I think is your property. I have a couple questions hopefully you can provide the answers.

Is the property marked in orange your property?

Is the green dot on the southern border the location of the well you use for hot water?

When was the home completed?

When was the well constructed?

Was your house and system ever tied in to the marked well labeled "well location"?

Phill Hummer

Water Resource Agent, Sr.

Idaho Department of Water Resources

Phone: (208) 334-2190

Email: phill.hummer@idwr.idaho.gov

<goffin property map.pdf>

Hummer, Phill

From: Martin Goffin <mrg0032@me.com>
Sent: Wednesday, April 11, 2018 10:12 PM
To: Hummer, Phill
Subject: Goffin water permit 65-12974C

Categories: More Info Emails

Phill thanks for your time this morning.

We built our cabin in 1995 we purchased the lot from Earl and Fay Livingston and they were also the general contractors for our home. They filed all of the water permits for the geo-thermal water rights and built the home with the sole source of heat being use of the hot water running through the floor. They assured us that we had the water rights at that time and we had paperwork when we financed the home when it was new. We have refinanced several times and I do not see those documents in the last refi.

I am attaching several photos of the house the well and the water lines inside the cabin that carry the hot water through the floors. Our address is

141 Warm Springs Road
Garden Valley, Idaho 83622

This is our primary (only) Residence!

Thank you for helping us maintain our
Water rights.

This email is sent as a petition for reconsideration of the previous determination of the department of water resources.
I may be reached at 208-861-5712

PS I could not figure out how to attach a photo on this email from my phone so I will send them on separate emails.

Sent from my iPhone