

December 11th, 2017

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Department of Water Resources
Eastern Region

To: Idaho Department of Water Resources

Re: Application for Transfer No. 80059 in the name of Mitchell Sorensen

Withdrawal of Protest

I, Kirby A. Jensen, do hereby withdraw my protest to the above referenced matter upon the following conditions:

That the new point of diversion be either well number 320164, the well drilled for the PU Ranch in 1990, or well number 438572, the well drilled for Mr. Sorensen in 2014, and that the old well, number 385675, be abandoned or decommissioned for the following reasons:

1. The new well, number 438572, was drilled under specific condition that the old well, number 385675, would be abandoned 30 days after the new well came online, for which the well owner and the well driller remain non-compliant.
2. The old well, number 385675, is currently non-compliant as it was modified without authorization, without following established rules and utilizing non-compliant materials as listed below:
 - a. No Drilling Permit was applied for or approved.
 - b. The well owner hired the services of a pump installer rather than a licensed well driller to modify the well.
 - c. Non-compliant 8 inch x 10 gage tubing rather than nominal 8 inch x 1/4 wall well casing was installed as an inner liner or casing.
 - d. Non-compliant artificial filter pack, 'crushed gravel', was placed in the annular space, rather than the required clean, rounded, smooth, uniform sand or gravel as described in the rules.
 - e. Although the well has now been sealed in the annular space, it remained non-compliant, or unsealed, for up to 18 months.
 - f. There is no record, or well drillers report, of the modifications to the old well which were performed by the pump installer.
3. IDAPA 37.03.09 Well Construction Standards, Rule 25, Number 8b states:
"The Director may require decommissioning of a well in compliance with these rules, if the well:
 - i. Does not meet minimum well construction standards;"

As the old well, number 385675, clearly does not meet minimum well construction standards combined with the fact that it should have been abandoned within 30 days after the new well came online, it would seem obviously inappropriate for it to be placed in service as proposed by the above referenced transfer.

Signed this 11th day of December 2017, by protestant Kirby A. Jensen

