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MAY 11 2016

IDWR/NORTH

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Ident. No.

96-9624

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MAY 16 2016

IDWR/NORTHERN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) P M HERNDON CORP Phone 208-597-2086
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 222 OTTS BASIN RD City SAGLE
State ID Zip 83860 Email paul@pleasantmeadowcreamery.com
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
56N	03W	27		NE	NE	NE	BONNER	GROUND WATER	D0072032
				88	05/14/16				

4. Water will be used for the following purposes:
Amount .35-68 cfs for irrigation purposes from 04/01 to 10/31 (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) .35-68 cubic feet per second (cfs) and/or (b) 52.5 acre feet per year (af).
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source. 15 hp submersible 3 ph. pump in well.
3" PVC drop pipe to 5" A1 main line to field. 5" A1 mainline in field w/ 4" risers on 60
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity spacing
_____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For
dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for
Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
c. Proposed well diameter is 8 inches; proposed depth of well is 340 feet.
d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
e. If well is already drilled, when? 05/2016; drilling firm HORSLEY DRILLING;
well was drilled for (well owner) P.M. HERNDON CORP; Drilling Permit No. _____
7. Description of proposed uses (if irrigation only, go to item 8):
a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; complete and attach the Municipal Water Right Application Checklist.
d. Domestic; show number of households NONE
e. Other; describe fully. _____

14
05/14/16

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	03W	22															16.5		16.5
56N	03W	27	1																1

Total number of acres to be irrigated: 17.5

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?
96-09513 => surface water right Moore Creek irrigates 1 acre in Section 27 NE1/4 NE 1/4 POU that this new right will also irrigate. 96-09586 uses same POD.

10. a. Who owns the property at the point of diversion? Paul and Debra Herndon
- b. Who owns the land to be irrigated or place of use? Paul and Debra Herndon
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Using the same well developed for 96-09586, we will transport water to POU in section 22 using 5" mainline. We will then tee off heading both west and east with risers every 60 feet. East serves 96-09586 and 96-09513. West serves the acres covered under this application - a 16.5 acre field we acquired in fall 2016. This land will serve as grazing land for our dairy. We also will run 1.5" line to the market garden area around the house and buildings in section 27. The land in section 22 will be watered by wheel line.

12. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Paul Herndon
 Signature of Applicant

Paul Herndon
 Signature of Applicant

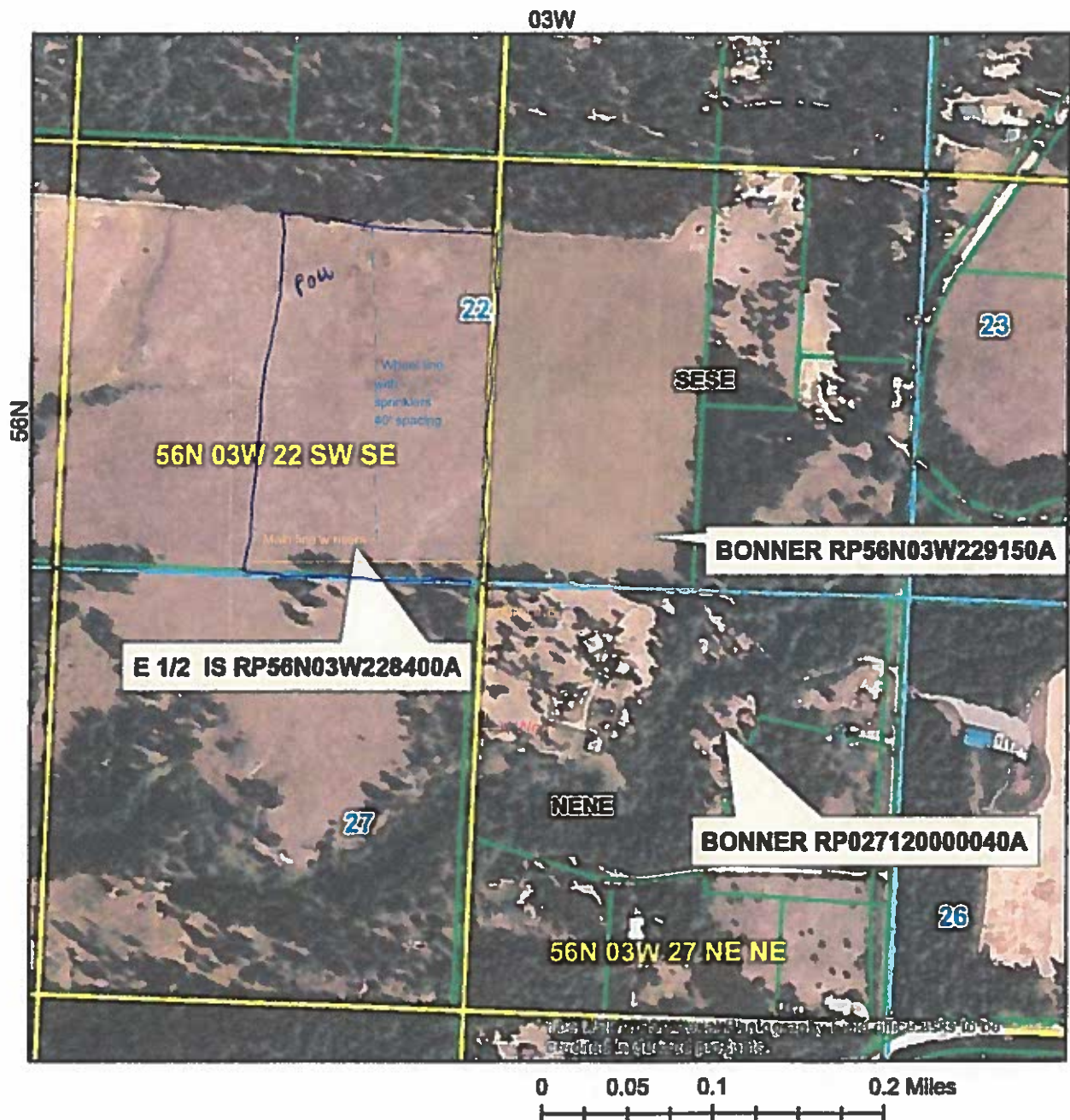
Paul Herndon, President

Print Name (and title, if applicable)

Print Name (and title, if applicable)

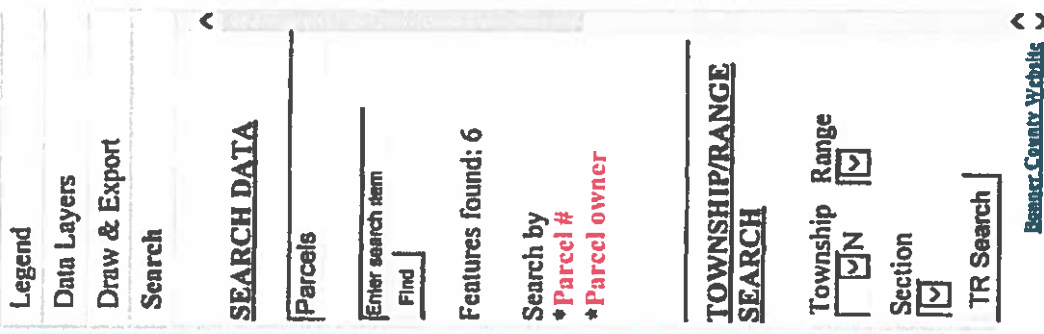
For Department Use:
 Received by db Date 5/11/16 Time Preliminary check by
 Fee \$ 250.00 Received by db Receipt No. N031893 Date 5/11/16

State of Idaho
Department of Water Resources
Application for Permit
96-XXXXXX





Collapse Panel



Idaho Dept. of Water Resources

Write Tag Number Here

Start Card Permit - Single Family Domestic Well Only

D0072032

(Cold Water less than 85°F)

1. Property Owner (please print): Paul Herndon2. Current Mailing Address: 222 Otts Basin RdCity: SagleState: IDZip Code: 83860Telephone (208) 597-20863. Proposed Well Location: Twp. 56N, Rge. 3W, Sec. 27, 1/4 NE 1/4 NE 1/4Gov't Lot No. _____ County BonnerLat. 48°40.708Long. 116°40.808Street Address of Well Site 222 Otts Basin RdCity Sagle

Give at least name of road + Distance to Nearest Road or Landmark

Lot, block and subdivision _____

4. Are all adjacent septic tanks and drain fields accurately located? By Property Owner: Yes ☒ No ☐ By Health District: Yes ☐ No ☒5. Well Construction Information: A. ☒ New well ☐ Replace ☐ Deepen ☐ Modify

Previous well #: _____

B. Proposed Casing Dia. 8"C. Proposed Maximum Depth: 400'6. Construction Start Date: 5/4/20167. Well Drilling Co.: Horsley Drilling, Inc.Driller's Lic. No. 632

8. The Driller hereby accepts the terms and conditions of the Start Card Permit.

Principal Driller's Signature: _____

Date: _____

9. The Well Owner affirms to have read this Start Card Permit, validates its accuracy and accepts the conditions.

Property Owner's Signature: Jack HerndonDate: 5/4/2016**CONDITIONS FOR USE OF START CARD:**

1. This permit authorizes the construction or modification of one domestic well for a single-family residence. No additional residences, businesses, or dwellings may be connected to this well without a valid water right. Limited to irrigation of 1/2 acre lawn/garden and 13,000 gpd.

2. This form must be complete, including the prepaid tag number and signature of the driller. The owner should sign the start card after reviewing these conditions. Mailing must take place no less than 72 hours prior to construction (Dept. address below), hand delivered, or faxed to the Dept. prior to commencing construction. The start construction date shall be no more than 10 days after the Department receives the permit. An incomplete form will not be considered a valid permit to drill.

3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare. All wells must be drilled a minimum distance of 100' from a drain field. Domestic wells must be drilled a minimum of 50' from a septic tank.

4. Only Well Drillers licensed in Idaho may use a Start Card for construction of a well. The driller shall maintain a copy of the Start Card and the Well I.D. tag at the drilling site during construction.

5. This drilling permit does not authorize trespass on the land of another party.

6. This drilling permit does not constitute other local, county, state, or federal approvals which may be required for construction of a well.

7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller shall contact the Department immediately.

9. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Digline" Number for your area is 1-800-342-1585.

10. The stainless steel I. D. tag must be welded to the well casing by the driller upon completion of the well, and prior to removing the drill rig from the drill site and must remain permanently attached above ground level for the life of the well. The well tag shall be attached by welding at least 3 sides or using four (4) stainless steel, closed-end pop rivets.

11. A start card is not valid for drilling in Areas of Drilling Concern, Critical Groundwater Areas, Groundwater Management Areas, or other Areas as Identified by the Department.

12. The possession of a well tag does not authorize construction of a well.

13. Any well being replaced by a new well shall be properly abandoned by the well driller prior to removing the drilling equipment unless otherwise authorized by the department.

Your Start Card Application and/or Tag purchase may be submitted to one of the following offices:

IDWR Western Region

2735 Airport Way

Boise, ID 83705-5082

Phone: (208) 334-2190 Fax: (208) 334-2348

IDWR Northern Region

7600 North Mineral Drive, STE 100

Coeur d'Alene, ID 83815

Phone: (208) 762-2800 Fax: (208) 762-2819

IDWR Eastern Region

900 North Skyline Drive STE A

Idaho Falls, ID 83402-1718

Phone: (208) 525-7161 Fax: (208) 525-7177

IDWR Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301-5858

Phone: (208) 736-3033 Fax: (208) 736-3037

Form 235-1
02/2014

Drilling Permit No. _____
Drilling Permit I.D. Tag No. D0072032
Water Right Permit No. 96-9586
Injection Permit No. _____

State of Idaho
Department of Water Resources
APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

P M Herndon Corp

1. Property Owner (please print): _____
2. Current Mailing Address: 222 Otts Basin Rd
Sagle ID Zip Code: 83860 Telephone: (208) 597-2086
City: _____ State: _____ Zip Code: _____ Telephone: _____
3. Proposed Well Location: Twp. 56N, Rge. 3W, Sec. 27, 1/4 NE 1/4 NE 1/4
Gov't Lot No. _____ County BONNER Lat. 48°10.708 Long. 116°40.808
Street Address of Well Location 222 Otts Basin Rd City Sagle
Lot, block and subdivision _____
Give at least name of road + Distance to Nearest Road or Landmark

4. Proposed Use of Well: (Note: Any well drilled for a Public Water Supply requires prior DEQ approval.)

- ☐ DOMESTIC (42-111a): The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to ½ acre of land, if the total use is not in excess of 13,000 gpd.
- ☐ DOMESTIC (42-111b): Any other use if the diversion rate does not exceed 0.04 cfs (18 gpm) and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☒ Irrigation ☐ Municipal ☐ Industrial ☐ Public Water Supply
☐ Commercial ☐ Other _____
(Describe)

Title: ☐ INJECTION

☐ MONITORING: A well bore schematic and map is required. No. of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ Deepening ☐ Replace Previous Well # _____
B. Proposed Casing Diameter 8" Proposed Maximum Depth 340'
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: 5/4/2016
7. Drilling Company Name: Horsley Drilling, Inc. Driller's Lic. No. 632
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: _____ Date: _____
Title: Paul Herndon
Address (if different than owner): Same
City: _____ State: _____ Zip Code: _____ Telephone: _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is _____ Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one(1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare, which may be required before construction of the well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit and the well ID tag at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state, or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho. If the well being drilled is associated with approved water right(s) use of the well must comply with conditions of said water right(s).
7. If the depth of this well exceeds 500 feet or the well is in an area known to have LTG water, bottom hole temperature must be measured and recorded on the Driller's Log, and reported on the Well Driller's Report.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller shall contact the Department immediately.
9. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "DigLine" Number for your area is 1-800-342-1585.
10. The stainless steel I. D. tag must be securely and permanently attached to the well casing by the Driller upon completion of the well, and prior to removing the drill rig from the drill site and must remain permanently attached above ground level for the life of the well. The well tag shall be attached by welding at least 3 sides or using four (4) stainless steel, closed-end pop rivets.
11. Any well being replaced by a new well shall be properly abandoned by the well driller prior to removing the drilling equipment, unless otherwise authorized by the department.

SPECIFIC CONDITIONS:

City: _____

State: _____

Signature of Authorized Department Representative _____

Title _____

Receipt No. _____ Received by _____ Fee _____ Date _____

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

City: _____

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, June 28, 2016 4:00 PM
To: Legal Notices-Priest River Times (prtimes@priestrivertimes.com); Legal Notices-PRT Shannon Foote (sfoote@priestrivertimes.com)
Subject: Application for Permit No. 96-9624
Attachments: LegalNotice 06-28-16 PRT 96-9624.doc

Good afternoon, Shannon,

Please publish the attached legal notice in the Priest River Times on the dates indicated, July 6 and 13, 2016, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press ready – for 2-column, 8pt, Century Old Style font.

Please note the area(s) under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format.

Please also send a proof/preview copy for my review before this actually goes to press.

If you have any questions, please contact me as early as possible.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 7/25/2016. Your cooperation is appreciated.

It is always a pleasure to work with you. Thanks for all your great help.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

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

96-9624

P M HERNDON CORP

222 OTTS BASIN RD

SAGLE, ID 83860

Point of Diversion NENE S27 T56N R03W BONNER County

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.35 CFS

Total Diversion: 0.35 CFS

Date Filed: 5/16/2016

Place of Use: IRRIGATION T56N R03W S22 SWSE

T56N R03W S27 NENE

Total Acres: 17.5

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 7/25/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/6/2016 and 7/13/2016



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

June 28, 2016

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

P M HERNDON CORP
222 OTTS BASIN RD
SAGLE, ID 83860

Application For Permit No. 96-9624

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the PRIEST RIVER TIMES on 7/6/2016 and 7/13/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in black ink that reads "Shaun M. Maxey". The signature is written in a cursive, flowing style. The first name "Shaun" is written in a larger, more prominent script, followed by "M." and "Maxey". The signature ends with a large, circular flourish.

Shaun M Maxey
Water Resource Agent, Senior

Maxey, Shaun

From: Maxey, Shaun
Sent: Friday, June 10, 2016 4:09 PM
To: 'Paul Herndon'
Subject: FW: Well Upgrade Fee (Application for Permit 96-9624)

Mr. Herndon:

Your Application has been assigned ID number 96-9624 and this number will appear on the legal notices when published.

From: Maxey, Shaun
Sent: Friday, June 10, 2016 4:05 PM
To: 'Paul Herndon'
Subject: RE: Well Upgrade Fee

Mr. Herndon:

The \$125 upgrade fee was paid by Horsley Drilling on 5/24/16 on Receipt N031928. Your Application has been turned over to our front office for preparation and publication of legal notices. I don't have scheduled publication dates yet.

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
Fax (208) 762.2819
www.idwr.idaho.gov

From: Paul Herndon [<mailto:paul@pleasantmeadowcreamery.com>]
Sent: Thursday, June 09, 2016 10:17 AM
To: Maxey, Shaun
Cc: Steading, Natalie
Subject: RE: Well Upgrade Fee

Shaun,

May I assume Horsley Drilling did indeed pay for the well upgrade and is our application moving toward publication?

Best regards,

Paul

Maxey, Shaun

From: Paul Herndon [paul@pleasantmeadowcreamery.com]
Sent: Tuesday, May 24, 2016 8:48 AM
To: Maxey, Shaun
Cc: Steading, Natalie
Subject: RE: Well Upgrade Fee

I appreciate that knowledge Shaun. Thank you.

From: Maxey, Shaun [<mailto:Shaun.Maxey@idwr.idaho.gov>]
Sent: Tuesday, May 24, 2016 8:44 AM
To: Paul Herndon
Cc: Steading, Natalie
Subject: FYI: Well Upgrade Fee

Mr. Herndon:

I have been informed that Horsley Drilling will be stopping by our office today for the Well Drilling Fee.

Thanks,

Shaun Maxey

Shaun M. Maxey
Sr. Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N Mineral DR Suite 100
Coeur d'Alene, ID 83815-7763
Phone (208) 762.2816 /2800
Fax (208) 762.2819
www.idwr.idaho.gov

CONVERSATION MEMO

____ Office Visit ☒ Telephone ____ Meeting ____ Other

TO Right No. 96-9624
FROM Shaun Maxey
DATE 05/23/2016
RE Upgrade Fee

Left voicemail and
Spoke with Mr. Paul Herndon (208) 597.2086 when he
returned call about well upgrade fee of \$ 125 ⁰⁰/₁₀₀.
Notified Mr. Herndon that Permit ~~for~~ for water right
can't be issued until upgrade fee paid.