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Robert B. White

Angela M. Reed, of counsel

Kenneth L. Pursley (1940-2015)
James A. McClure (1924-2011)
Raymond D. Givens (1917-2008)

RECEIVED

MAY 02 2016

DEPARTMENT OF
WATER RESOURCES

April 29, 2016

Shelley Keen
Manager, Water Rights Section
Idaho Department of Water Resources
322 E Front St
Boise, ID 83702

Re: Constructed Wells

Dear Shelley:

I am writing on behalf of my client Tammany View 3, Inc. ("TV3"). TV3 is the successor entity to TV3, LLC, which obtained a water permit from the Department in 2007 to appropriate ground water for municipal purposes in connection with development of Phase III of the Tammany View Subdivision south of Lewiston, Idaho.

As I have previously related to you, the Tammany View project fell on difficult times in the most recent recession, but nevertheless, in addition to obtaining the water permit, the developer obtained drilling permits and retained a licensed well driller to construct two wells on the subdivision property. Both wells, which were completed in May of 2007, were constructed per requirements of the Idaho Department of Environmental Quality ("IDEQ") for community water systems. This system as completed included the wells, pumps, an approximately 60,000 gallon reservoir, mainlines and distribution lines stubbed to each of the subdivision lots. Because of the unexpected changes in economic conditions beginning in 2007-2008, the developer did not obtain final inspection and sign-off for the community water system from IDEQ.

Copies of the May 2007 Applications for Drilling Permit and associated Department approvals, as well as the Well Driller's Reports filed with the Department at the time of well

completion are attached to this letter.¹ Neither of the well permit approvals includes any special conditions for well construction and completion, nor is TV3 aware that any special conditions would have been warranted. The Well Driller's Reports dated December 11, 2007 indicate that the wells were drilled to a total depth of 930', and that water was first encountered at 860'. They also include the Driller's certification that "all minimum well construction standards were complied with at the time the rig was removed." The wells each were subsequently pump-tested at a continuous rate of 53+ gpm for six hours in July and August of 2007. Copies of the pump test data are attached to this letter. As you are aware, although all steps were taken by Tammany View, LLC to make a valid appropriation of water under its permit, it did not timely submit proof of beneficial use to the Department and the permit lapsed in 2012.

TV3 is considering its options with respect to the lapsed water right permit, but in the meantime wishes to receive confirmation from the Department that its two wells that were properly authorized and completed pursuant to Department-issued drilling and water right permits in 2007 may continue to be used in its community water system. TV3 does not believe that the Department's 2013 designation of a revised Ground Water Management Area for the Lewiston Plateau ("LPGWMA") or the related Lewiston Plateau Ground Water Management Plan ("GWMP") can or do preclude use of existing wells that, like most if not all other wells drilled prior to these recent developments, were compliant when constructed.

Based on information TV3 is aware of, its wells were properly authorized by the Department and properly constructed and completed by the well driller according to requirements in effect when drilled. While it might be speculated that the Well Driller's Reports do not accurately characterize the wells as drilled, the only information in the Department's records for these wells—i.e., the driller's signed certification—indicates they do.

Any attempt to characterize potential impacts of the TV3 wells with respect to ground water conditions, other water rights or the GWMP goals and objectives would be speculative at best. The wells are in the southeastern portion of the LPGWMA, which the GWMP candidly acknowledges is an area with sparsely located wells where ground water conditions, particularly in the eastern and southern portions of the LPGWMA, are not well understood.² A 2012 summary of ground water level data and trends for areas including the Tammany Creek area by Kenneth Neely shows that the nearest monitoring well to the TV3 wells (Well 12) has shown steady to *increasing* ground water levels since it was completed in 2006.³ Moreover, the TV3 wells now have been in place—albeit not pumped—for nearly eight years, and there is no indication that they have affected ground water levels or water availability to other nearby wells. These factors should weigh heavily against precluding TV3 from moving forward with the

¹ Attachments are from IDWR and IDEQ public files.

² Lewiston Plateau Ground Water Management Area, Final Ground Water Management Plan (March 25, 2015) at 2.

³ Summary of Ground Water Level Data and Trends in the Lindsay Creek Ground Water Management Area and the Tammany Creek Area, Kenneth W. Neely (July 2, 2012).

Tammany View project using them to deliver water as part of its already-constructed community water system.

In summary, available records show that the TV3 wells were drilled pursuant to valid drilling permits, complied with the permit conditions and then-current well drilling standards and consistent with construction of other wells in the area. The wells were constructed as part of an essentially fully-constructed community water system to provide municipal water as authorized by an existing water right permit. There is no indication that these wells, which now have been in place for approximately eight years, have impacted ground water conditions or other water rights in the LPGWMA. Given the substantial effort and expense that TV3 already has expended to develop this system in the face of harsh economic conditions, and the significantly greater expense that would be required to construct new wells or modify the existing well to meet standards imposed after they were completed, TV3 believes that it should be permitted to move forward and complete its municipal water supply and system using the existing wells.

I and TV3 look forward to hearing from you concerning this request or providing additional information if requested and available.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael C. Creamer", with a large, sweeping flourish at the end.

Michael C. Creamer

MCC/lah
13155-1 /8883440-1

Enclosures

cc: Robert Blewett
Sam Creason

Form 235-1
10/1/03

Drilling Permit No. 546771

Drilling Permit I.D. Tag No. D51998

Water Right Permit No. 85-15690

Injection Permit No. _____

#1
Well

State of Idaho
Department of Water Resources



RECEIVED
MAY 15 2007
IDWR/North

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

1. Owner (please print): TAMMANY VIEW L.L.C.
2. Mailing Address: Box 356
City: GRANGEVILLE State: ID Zip Code: 83530 Telephone: (208) 983-2933
3. Proposed Well Location: Twp. 34N. Rge. 4W Sec. 7 1/4 SE 1/4 SE 1/4;
Gov't Lot No. _____ County NEZ PERCE Lat. _____ Long. _____
Street Address of Well Site LOT 1, PHASE III TAMMANY VIEW SUBDIVISION City LEWISTON
Give at least name of road + Distance to Road or Landmark
Lot, block and subdivision _____

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial
☐ Livestock ☐ Test ☐ Other _____
Type _____ Number Hds. _____ (Describe)

☐ INJECTION

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

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ Replace
B. Proposed Casing Diameter 8 Proposed Maximum Depth _____
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: 05-14-07

7. Anticipated Well Driller: UPLENKOS Driller's Lic. No. 125
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date 5-14-07

Address (if different than owner): _____

City: _____ State: _____ Zip Code: _____ Telephone: _____

Title: _____

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is APPROVE Date 5/15/07

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 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 a bottom hole temperature of 85 or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. 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.
9. Please be advised that this drilling permit should be considered and treated as a preliminary permit. If you are in disagreement with this preliminary permit you have fourteen (14) days of the service date of this permit to petition the Department for reconsideration pursuant to Section 67-5243, Idaho Code.
10. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.

SPECIFIC CONDITIONS:

Robert G Haynes

REGIONAL MANAGER

Signature of Authorized Department Representative

Title

Receipt No. N018360 Received by db Fee 200⁰⁰ Date 5/15/07

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

#2
Well

Drilling Permit No. 846772
Drilling Permit I.D. Tag No. D 51999
Water Right Permit No. 85-15690
Injection Permit No. _____

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

RECEIVED
MAY 15 2007
IDWR/North

1. Owner (please print): TAMMANY VIEW L.L.C.
2. Mailing Address: Box 356
City: GRANGEVILLE State: ID Zip Code: 83530 Telephone: (208) 983-2933
3. Proposed Well Location: Twp. 34N Rge. 4W Sec. 7 1/4 SE 1/4 SE 1/4;
Gov't Lot No. _____ County NEZ PERCE Lat. _____ Long. _____
Street Address of Well Site LOT 1, PHASE III TAMMANY VIEW SUBDIVISION City LEWISTON
Lot, block and subdivision _____
Give at least name of road + Distance to Road or Landmark

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land. If the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial
☐ Livestock ☐ Test ☐ Other _____
Type _____ Number Hds. _____ (Describe)

☐ INJECTION

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

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
B. Proposed Casing Diameter 8 Proposed Maximum Depth _____
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: 06-04-07

7. Anticipated Well Driller: CHLENKOT Driller's Lic. No. 126
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date 7-10-07

Address (if different than owner): _____

City: _____ State: _____ Zip Code: _____ Telephone: _____

Title: _____
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is APPROVED Date 5/15/07

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 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 a bottom hole temperature of 85 or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. 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.
9. Please be advised that this drilling permit should be considered and treated as a preliminary permit. If you are in disagreement with this preliminary permit you have fourteen (14) days of the service date of this permit to petition the Department for reconsideration pursuant to Section 67-5243, Idaho Code.
10. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.

SPECIFIC CONDITIONS:

Robert G. Haynes

REGIONAL MANAGER

Signature of Authorized Department Representative

Title

Receipt No. NO18360 Received by db Fee \$200.00 Date 5/15/07

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

Form 238-7 IDAHO DEPARTMENT OF WATER RESOURCES
6/02 WELL DRILLER'S REPORT

RECEIVED

JUL 13 2007

IDWR/North

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

1. WELL TAG NO. D D00 51998

DRILLING PERMIT NO. 846771

Water Right or Injection Well No. 85-15690

2. OWNER

Name TAMMANY VIEW, LLC

Address PO BOX 356

City GRANGEVILLE

State ID

Zip 83530

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp 34 North ☒ or South ☐
Rge 04 East ☐ or West ☒
Sec 7 1/4 SE 1/4 SE 1/4

Gov/Lot -- County NEZPERCE

Lat: : : Long: : :

Address of Well Site TAMMANY VIEW SUBDIVISION PHASE III #1

City LEWISTON

Where location of well is different from address

Lt 1 Blk -- Sub. Name TAMMANY VIEW

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
BENTONITE	0	-96	400 400	TOP POUR

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) -98Was drive shoe seal tested? ☒ Y ☐ N How? AIR

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	+2	-98	250	Steel	☒	☐	☒	☐
6"	-30	900	188	Steel	☐	☒	☐	☐

Length of Headpipe N/A

Length of Tailpipe N/A

Packer ☐ Y ☒ N Type

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method SAW

Screen Type & Method of Installation N/A

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
890	930	1/8X4	42	6"	STEEL	☐	☒

10. FILTER PACK

Filter Material	From	To	Weight/Volume	Placement Method
N/A				

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

800 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
60			1.5

Water Temp. 55

Bottom hole temp.

Water Quality test or comments: GOOD

Depth first Water Encounter 860

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
12	0	18	CLAY		X
12	18	56	BLACK BASALT		X
12	56	96	HARD BLACK BASALT		X
12	96	130	SOFT BROWN GREEN BASALT		X
12	130	145	HARD BLACK BASALT		X
8	145	185	HARD GRAY BASALT		X
8	185	198	SOFT RED BASALT		X
8	198	205	SOFT BLACK BASALT		X
8	205	250	SOFT RED BROWN BASALT		X
8	250	280	SOFT RED BASALT		X
8	280	305	MEDIUM BLACK BASALT		X
8	305	344	SOFT BROWN RED BASALT		X
8	344	390	SOFTER BROWN RED BASALT		X
8	390	415	MEDIUM RED BASALT		X
8	415	440	MEDIUM BLACK BASALT		X
8	440	505	SOFT BROWN BASALT		X
8	505	529	HARD GRAY BASALT		X
8	529	540	SOFT RED BASALT (AIR LOSS)		X
8	540	605	SOFT RED BASALT - YELLOW SHALE MIX		X
8	605	620	SOFT RED & BLACK BASALT		X
8	620	680	HARD BLACK BASALT		X
8	680	690	MEDIUM BLACK BASALT		X
8	690	715	HARD BLACK BASALT		X
8	715	746	SOFT RED BASALT		X
8	746	783	SOFT RED BASALT		X
8	783	789	MEDIUM RED BASALT		X
8	789	860	HARD BLACK BASALT		X
8	860	930	SOFT BLACK & GREEN GASALT		X

Completed Depth 930

(Measurable)

Date: Started 5-16-07

Completed 5/21/07

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 TWO U DRILLING, LLC

Firm No. 125

Principal Driller TU [Signature] Date 12-11-07

and Driller or Operator II BU [Signature] Date 12-11-07

Operator I Date

Principal Driller and Rig Operator Required
Operator I must have signature of Driller/Operator II.

FORWARD COPY TO WATER RESOURCES

Form provided by Forms On-A-Disk - (214) 340-6429 - www.FormsOnADisk.com

24N 4W 7

Form 238-7
6/02

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

RECEIVED

DEC 13 2007

IDWR/North

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

1. WELL TAG NO. D D00 51999

DRILLING PERMIT NO. 846772

Water Right or Injection Well No. 85-15690

2. OWNER

Name TAMMANY VIEW, LLC

Address PO BOX 356

City GRANGEVILLE

State ID

Zip 83530

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Bk, Sub, or Directions to well.

Twp. 34 North ☒ or South ☐

Rge. 04 East ☐ or West ☒

Sec. 7 1/4 SE 1/4 SE 1/4

Gov't Lot -- County NEZPERCE

Lat: : Long: :

Address of Well Site TAMMANY VIEW SUBDIVISION PHASE III #2

City LEWISTON

Section of Well (if not on plat) - Distance to Nearest Correlation

Lt. 1 Bk. -- Sub. Name TAMMANY VIEW

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
BENTONITE	0	-96	400	400
				TOP POUR

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) -98

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

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	+2	-98	.250	Steel	☒	☐	☒	☐
6"	-30	900	.188	Steel	☐	☒	☐	☐

Length of Headpipe N/A Length of Tailpipe N/A

Packer ☐ Y ☒ N Type

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method SAW

Screen Type & Method of Installation N/A

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
890	930	1/8X4	42	6"	STEEL	☐	☒

10. FILTER PACK

Filter Material	From	To	Weight/Volume	Placement Method
N/A				

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

800 ft. below ground Artesian pressure -- lb.

Depth flow encountered -- ft. Describe access port or control devices: --

TOP OF CASING

12. WELL TESTS:

Yield gal./min	Drawdown	Pumping Level	Time
60			1.5

Water Temp. 55

Bottom hole temp.

Water Quality test or comments: GOOD

Depth first Water Encounter 860

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water
12	0	18	CLAY	X
12	18	56	BLACK BASALT	X
12	56	96	HARD BLACK BASALT	X
12	96	130	SOFT BROWN GREEN BASALT	X
12	130	145	HARD BLACK BASALT	X
8	145	185	HARD GRAY BASALT	X
8	185	198	SOFT RED BASALT	X
8	198	205	SOFT BLACK BASALT	X
8	205	250	SOFT RED BROWN BASALT	X
8	250	280	SOFT RED BASALT	X
8	280	305	MEDIUM BLACK BASALT	X
8	305	344	SOFT BROWN RED BASALT	X
8	344	390	SOFTER BROWN RED BASALT	X
8	390	415	MEDIUM RED BASALT	X
8	415	440	MEDIUM BLACK BASALT	X
8	440	505	SOFT BROWN BASALT	X
8	505	529	HARD GRAY BASALT	X
8	529	540	SOFT RED BASALT (AIR LOSS)	X
8	540	605	SOFT RED BASALT - YELLOW SHALE MIX	X
8	605	620	SOFT RED & BLACK BASALT	X
8	620	680	HARD BLACK BASALT	X
8	680	690	MEDIUM BLACK BASALT	X
8	690	715	HARD BLACK BASALT	X
8	715	746	SOFT RED BASALT	X
8	746	783	SOFT RED BASALT	X
8	783	789	MEDIUM RED BASALT	X
8	789	860	HARD BLACK BASALT	X
8	860	930	SOFT BLACK & GREEN GASALT	X

Completed Depth 930

(Measurable)

Date: Started 5-16-07

Completed 5/21/07

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 TWO U DRILLING, LLC

Firm No. 125

Principal Driller

TU

Date

22-11-07

and

Driller or Operator II

BU

Date

12-14-07

Operator I

Date

Principal Driller and Rig Operator Required.

Operator I must have signature of Driller/Operator II.

FORWARD COPY TO WATER RESOURCES

Form provided by Forms On-A-Disk (214) 346-9429 - www.FormsOnADisk.com

34N 4W 7

W W Engineering

3435 Clemans Road
Clarkston, Washington 99403

Warren Watts
Consulting Engineer

Phone: (509) 243-4003
Fax: (509) 243-4004

RECEIVED

October 6, 2007

NOV 20 2007

ID DEQ - LRO

Thomas J. Moore, P.E.
Regional Engineering Manager
State of Idaho
Department of Environmental Quality
1118 F Street
Lewiston, ID 83501

RE: Records #2220.03 Tammany View Phase III
Water System
SUBJECT: Well Capacity Testing

Dear Mr. Moore:

On July 12, 2007 I supervised the pump testing for Well No. 1 and on August 14, 2007 I also supervised the pump testing for Well No. 2.

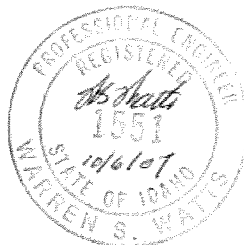
Each pump test was performed for 6 continuous hours as shown on enclosed reports. Six hours was selected over 24 hours when it became obvious that no drawn down would occur with pumps operating at maximum capacity at a continuous flow of 53+ gpm which is over 150% of the minimum average daily pumping requirement of 31.6 gpm.

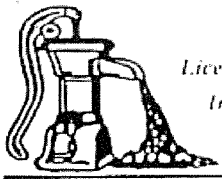
I certify that attached summary reports are accurate measurements of pumping flows and supportive data.

These tests were performed in accordance to IDAPA 58.01.08-06.

Respectfully,


Warren S. Watts, P.E.





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P & R PUMP

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P.O. BOX 55 (hwy 95 N)
FERN, ID 83531-0055
208-983-7867

(WE NOT ONLY FEATURE GOULDS PUMPS WE'RE YOUR # ONE GOULDS PUMP DEALER IN THE AREA)

ATTENTION:

WARREN WAITS

WW Engineering/Progressive Engineering Group, Inc.
1208 Idaho Street
Lewiston, Idaho 83501
208-746-5406

RECEIVED

NOV 18 2007

DEC-10-07

2220-05
3154

RE: WELL #2 AT TAMMANY VIEW SUB-DIVISION PHASE III

- a.) The pump, pipe, wire, pitless and everything that went into the well was cleaned and disinfected with a 500 ppm chlorine solution
- b.) The well was tested with an 1/4" air line for well level measurements
- c.) The well was tested for six (6) hours. Well test is attached.
- d.) The Pathologists' reports are attached

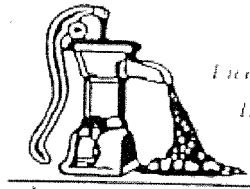
P & R PUMP SERVICE
P.O. BOX 55
PENN, IDAHO 83531-0055
(208)983-7867

August 14, 2007

TAMMANY VIEW SUB-DIVISION
PHASE III

WELL FLOW TEST
WELL # 2

TIME	PUMPING LEVEL	AMPERAGE	FLOW METER READING	GALS PUMPED	GPM
9:45			19733.35		
9:50	792'	27	20000.00	266.65	53.33
9:55	792'	27	20266.65	266.65	53.33
10:00	792'	27	20533.30	266.65	53.33
10:05	792'	27	20799.95	266.65	53.33
10:10	792"	27	21066.60	266.65	53.33
10:15	792'	27	21333.25	266.65	53.33
10:20	792'	27	21599.90	266.65	53.33
10:35	792'	27	22399.85	799.95	53.33
10:50	792'	27	23199.80	799.95	53.33
11:05	792'	27	23999.75	799.95	53.33
11:20	792'	27	24799.70	799.95	53.33
11:35	792'	27	25599.65	799.95	53.33
11:50	792'	27	26399.60	799.95	53.33
12:05	792'	27	27199.55	799.95	53.33
12:20	792'	27	27999.50	799.95	53.33
12:35	792'	27	28799.45	799.95	53.33
12:50	792'	27	29599.40	799.95	53.33
1:05	792'	27	30399.35	799.95	53.33
1:20	792'	27	31199.30	799.95	53.33
1:35	792'	27	31999.25	799.95	53.33
1:50	792'	27	32799.20	799.95	53.33
2:05	792'	27	33599.15	799.95	53.33
2:20	792'	27	34399.10	799.95	53.33
2:35	792'	27	35199.05	799.95	53.33
2:50	792'	27	35999.05	799.95	53.33
3:05	792'	27	36798.95	799.95	53.33
3:20	792'	27	37598.90	799.95	53.33
3:35	792'	27	38398.85	799.95	53.33
3:50	792'	27	39198.80	799.95	53.33
4:05	792'	27	39998.75	799.95	53.33
4:15	STATIC WATER LEVEL STAYED SAME				
4:25	STATIC WATER LEVEL STAYED SAME				
4:35	STATIC WATER LEVEL STAYED SAME				
4:35	STABLIZED AT 792'				



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208-983-7867

WE NOT ONLY FEATURE [G] GOULDS PUMPS WE'RE YOUR # ONE [G] GOULDS PUMP DEALER IN THE AREA

Herb Blewett
35627 Pheasant Loop Rd
Lewiston, Idaho 83501
208-743-0318

"TAMMANY VIEW SUB-DIVISION"

PHASE III

WELL # 2

September 4, 2007

TO WHOM IT MAY CONCERN:

When Well # 2 on Phase III was tested it indicated no measurable draw down. The static water level was 792feet.

The testing was done with a 20HP 460V Pump, which pumped 53.33 gals per minute for 6 hours +.

I will certify that the well, at this time is producing over 50 gals per minute.

Sincerely,

E. PAUL EATON

September 4, 2007

PUMP TEST
WELL #1

P & R PUMP SERVICE
P.O. BOX 55
FENN, IDAHO 83531-0055
(208)983-7867

July 12, 2007

WELL FLOW TEST

TAMMANY VIEW SUB-DIVISION
PHASE III

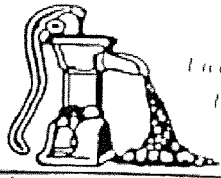
TIME	PUMPING LEVEL	AMPERAGE	FLOW METER READING	GALS PUMPED	GPM
9:20			305		
9:25	800'	27	571.65	266.65	53.33
9:30	800'	27	838.30	266.65	53.33
9:35	800'	27	1104.95	266.65	53.33
9:40	800'	27	1371.60	266.65	53.33
9:45	800'	27	1638.25	266.65	53.33
9:50	800'	27	1904.90	266.65	53.33
10:05	800'	27	2704.85	799.95	53.33
10:20	800'	27	3504.80	799.95	53.33
10:35	800'	27	4304.75	799.95	53.33
10:50	800'	27	5104.70	799.95	53.33
11:05	800'	27	5904.65	799.95	53.33
11:20	800'	27	6704.60	799.95	53.33
11:35	800'	27	7504.55	799.95	53.33
11:50	800'	27	8304.50	799.95	53.33
12:05	800'	27	9104.45	799.95	53.33
12:20	800'	27	9904.45	799.95	53.33
12:35	800'	27	10704.35	799.95	53.33
12:50	800'	27	11504.30	799.95	53.33
1:05	800'	27	12304.25	799.95	53.33
1:20	800'	27	13104.20	799.95	53.33
1:35	800'	27	13904.15	799.95	53.33
1:50	800'	27	14704.10	799.95	53.33
2:05	800'	27	15504.05	799.95	53.33
2:20	800'	27	16304.00	799.95	53.33
2:35	800'	27	17103.95	799.95	53.33
2:50	800'	27	17903.90	799.95	53.33
3:05	800'	27	18703.85	799.95	53.33
3:20	800'	27	19503.80	799.95	53.33
3:30	STATIC WATER LEVEL STAYED SAME				
3:40	STATIC WATER LEVEL STAYED SAME				
3:50	STATIC WATER LEVEL STAYED SAME				
3:50	STABILIZED AT 800'				

P & R PUMP SERVICE
P.O. BOX 55
FENN, IDAHO 83531-0055
(208) 983-7867

ATTENTION: WARREN WATTS
WW Engineering/Progressive Engineering Group, Inc.
1208 Idaho Street
Lewiston, Idaho 83501
208-746-5406

RE: WELL #1 AT TAMMANY VIEW SUB-DIVISION PHASE III

- a.) The pump, pipe, wire, pitless and everything that went into the well was cleaned and disinfected with a 500 ppm chlorine solution
- b.) The well was tested with an 1/4" air line for well level measurements
- c.) The well was tested for six (6) hours. Well test is attached.
- d.) The chemical analysis samples were delivered to Anatek Lab.
The results are attached.



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FENN, ID 83531-0055
208-983-7867

WE NOT ONLY FEATURE (G) GOULDS PUMPS WE'RE YOUR # ONE (G) GOULDS PUMP DEALER IN THE AREA

Herb Blewett
35627 Pheasant Loop Road
Lewiston, Idaho 83501
208-743-0318

"TAMMANY VIEW SUB-DIVISION"

PHASE III

"WELL # 1"

August 8, 2007

TO WHOM IT MAY CONCERN:

When Well # 1 on Phase III was tested it indicated no measurable draw down. The static water level was 800 feet.

The testing was done with a 20HP 460V Pump, which pumped 53.33 gals per minute for 6 hours +.

I will certify that the well, at this time is producing over 50gals per minute.

Sincerely,

E. PAUL EATON

August 8, 2007