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RECEIVED

JUL 13 2015

Department of Water Resources
Eastern Region

RANDALL C. BUDGE
rcb@racinelaw.net

July 9, 2015

Sent Via Email and U.S. Mail

James Cefalo
Idaho Department of Water Resources
Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402
james.cefalo@idwr.idaho.gov

Rob Harris
Holden Kidwell
P.O. Box 50130
Idaho Falls, Idaho 83405-0130
rharris@holdenlegal.com

Re: P4 Production, LLC Transfer No. 79037

Dear James and Rob:

To follow-up on our phone conversation this morning, this letter will provide clarification with respect to the Applicant P4 Production, LLC's Amended Application for Transfer No. 79037 which came to hearing before you May 21, 2015 on the protest of the Torgesens represented by Rob Harris.

The legal descriptions for the points of diversion and place of use set forth in Part 1 of the Amended Application¹ are accurate, complete and consistent with the map attached as Exhibit 2². Additionally, the published legal notice accurately described the legal descriptions for the points of diversion and place of use consistent with the Amended Application Part 1.

However, clarification is provided with respect to the "local name or tag #" identified in part 1 paragraph 3 (page 3) of the Amended Application. First, with respect to the SE1/4SE1/4 Section 30, the local name identified as "well 1" should be "potable well". Second, in the SE1/4NE1/4 of Section 31, the local name shown as "well 2" should instead be "wells 1 and 2". This clarification is consistent with the map attached as Exhibit 2 and the testimony presented at the

¹ Amended Transfer Application was admitted at the hearing as Exhibit 2.

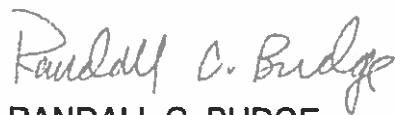
² The map was admitted into evidence at the hearing as Exhibit 10.

hearing by P4 witness Mike Veile that there is one potable well and three production wells at the Plant's site.

With this clarification, which should be considered as a correction to Part 1 paragraph 3 of the Amended Application, making it consistent with the attached map and testimony presented at the hearing, the matter is properly before the Hearing Officer to render a written decision.

Thank you.

Sincerely,


RANDALL C. BUDGE

RCB:ts

Enclosures

c: P4 Production, LLC

Jim Smith

Mike Veile

WELL DRILLER'S REPORT

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 <u>MONSANTO CO.</u> Address <u>Box 816, Soda Springs, Id. 83276</u> Owner's Permit No. <u>11-2144</u>	7. WATER LEVEL Static water level <u>35</u> feet below land surface. Flowing? ☐ Yes ☐ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>50</u> °F. Quality <u>Good</u> Describe artesian or temperature zones below.																																																																																																			
2. NATURE OF WORK ☒ New well ☐ Deepened ☒ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr><tr><td><u>400 +</u></td><td><u>180</u></td><td><u>4</u></td></tr></table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>400 +</u>	<u>180</u>	<u>4</u>																																																																																													
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG 072590 <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>20"</td><td>0</td><td>5</td><td>overburden</td><td></td><td>X</td></tr><tr><td rowspan="4">16"</td><td>5</td><td>16</td><td>Clay</td><td></td><td></td></tr><tr><td>16</td><td>18</td><td>Cinders</td><td></td><td></td></tr><tr><td>18</td><td>19</td><td>Clay</td><td></td><td></td></tr><tr><td>19</td><td>26</td><td>Cinders</td><td></td><td></td></tr><tr><td rowspan="10">15"</td><td>26</td><td>85</td><td>Hard lava</td><td></td><td></td></tr><tr><td>65</td><td>85</td><td>Clay + Cinders 200 GPM</td><td>X</td><td></td></tr><tr><td>85</td><td>95</td><td>Hard lava</td><td></td><td>X</td></tr><tr><td>95</td><td>99</td><td>Broken Cinders 100 GPM</td><td>X</td><td></td></tr><tr><td>99</td><td>131</td><td>Hard lava</td><td></td><td>X</td></tr><tr><td>131</td><td>134</td><td>Med. "</td><td></td><td>X</td></tr><tr><td>134</td><td>137</td><td>Hard "</td><td></td><td>X</td></tr><tr><td>137</td><td>142</td><td>Cinders</td><td></td><td>X</td></tr><tr><td>142</td><td>147</td><td>Med. lava</td><td>X</td><td></td></tr><tr><td>147</td><td>157</td><td>Hard "</td><td></td><td>X</td></tr><tr><td rowspan="2">7 1/2"</td><td>157</td><td>195</td><td>Broken "</td><td>X</td><td></td></tr><tr><td>195</td><td>210</td><td>Hard "</td><td></td><td>X</td></tr></tbody></table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	20"	0	5	overburden		X	16"	5	16	Clay			16	18	Cinders			18	19	Clay			19	26	Cinders			15"	26	85	Hard lava			65	85	Clay + Cinders 200 GPM	X		85	95	Hard lava		X	95	99	Broken Cinders 100 GPM	X		99	131	Hard lava		X	131	134	Med. "		X	134	137	Hard "		X	137	142	Cinders		X	142	147	Med. lava	X		147	157	Hard "		X	7 1/2"	157	195	Broken "	X		195	210	Hard "		X
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. WORK Work started <u>5-15-89</u> finished <u>5-31-89</u>																																																																																																			
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>2.50</u> inches</td><td><u>16</u> inches</td><td><u>1</u> feet</td><td><u>27</u> feet</td></tr><tr><td><u>2.50</u> inches</td><td><u>10</u> inches</td><td><u>1</u> feet</td><td><u>195</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 <u>3/16</u> inches by <u>12</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>40</u> perforations</td><td><u>60</u> feet</td><td><u>100</u> feet</td></tr><tr><td><u>20</u> perforations</td><td><u>120</u> feet</td><td><u>140</u> feet</td></tr><tr><td><u>40</u> perforations</td><td><u>160</u> feet</td><td><u>195</u> feet</td></tr></tbody></table> 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 <u>27</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☒ _____ surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>PLUG IN CAP</u>	Thickness	Diameter	From	To	<u>2.50</u> inches	<u>16</u> inches	<u>1</u> feet	<u>27</u> feet	<u>2.50</u> inches	<u>10</u> inches	<u>1</u> feet	<u>195</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	<u>40</u> perforations	<u>60</u> feet	<u>100</u> feet	<u>20</u> perforations	<u>120</u> feet	<u>140</u> feet	<u>40</u> perforations	<u>160</u> feet	<u>195</u> feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Nelson Drilling</u> Firm No. <u>215</u> Address <u>Soda Springs</u> Date <u>6-29-89</u> Signed by (Firm Official) <u>Ray Nelson</u> and (Operator) <u>Ray Nelson</u>																																																																			
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6. LOCATION OF WELL Sketch map location must agree with written location. N W X E S County <u>CARIBOU</u> Subdivision Name <u>21 1991</u> Lot No. _____ Block No. _____ <u>SE 1/4 NW 1/4 Sec. 25, T. 8, R. 41 E/8E</u>	10. WORK Work started <u>5-15-89</u> finished <u>5-31-89</u>																																																																																																			