

Honsinger Law, PLLC
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WATER RESOURCES
WESTERN REGION

October 24, 2014

Reva Tobias
17813 Oreana Loop Rd.
Oreana, ID 83650

Dave Alley
P.O. Box 397
Grand View, ID 83624

Lee V. Humphrey
16959 Short Cut Rd.
Oreana, ID 83650-5064

Leah Osborn
18125 Bates Creek Rd.
Oreana, ID 83650

Re: Application for Permit No. 57-11840 in the Name of Rohl Hipwell

Ladies and Gentlemen:

You all are protestants to the above-referenced permit application filed with the Idaho Department of Water Resources by my client, Rohl Hipwell. Other than Mr. Alley, you all participated in the pre-hearing conference held on Sept. 30, 2014. At that conference, Mr. Hipwell agreed to provide a written response to the information received in time for the protestants' analysis prior to the November 6, 2014 pre-hearing conference scheduled in Murphy, Idaho at 9:30 a.m. This correspondence is Mr. Hipwell's written response.

Mr. Hipwell addresses those protestants who provided information to him at the Sept. 30, 2014 pre-hearing conference. He proposes potential resolution of the protests for each protestant as follows:

1. Humphrey: The Humphreys are concerned that water levels are dropping, thereby forcing them to drop the pump in their well. To alleviate this concern, Mr. Hipwell will drop the pump in the Humphrey's well another 40 to 60 feet (2 to 3 sections) in return for a withdrawal of protest.
2. Osborn: Ms. Osborn is concerned about dropping water levels and is concerned that not enough data is being collected to provide the parties with information about the aquifer in the area. Mr. Hipwell will also drop Ms. Osborn's pump 40 to 60 feet (2 to 3 sections), and will discuss the placement of a water level transducer in Ms. Osborn's well for one year to constantly monitor water levels during that period - he will provide all parties with the data obtained. This is also to be in return for a withdrawal of protest.

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3. Tobias: Ms. Tobias is also concerned about dropping water levels, but is possible that her pump cannot be dropped. To the extent that it can be dropped to ensure continued flows of domestic water, Mr. Hipwell offers to drop her pump as well. To the extent that the pump cannot be dropped in this well, Mr. Hipwell alternatively offers to set a domestic pump in his own new well that is lower than his irrigation pump - thereby ensuring the flow of domestic water regardless of whether irrigation water is being pumped. Mr. Hipwell will then pipe the domestic water to the edge of the Hipwell/Tobias property line to enable Ms. Tobias to hook up to the pipe and receive domestic water when her well is unable to pump water due to drawdown (the parties will need to determine the static water level at which this event occurs). Ms. Tobias will be responsible for the pumping costs in the event that this alternative is implemented. Again, this alternative is offered in return for a withdrawal of protest.

These proposals are not final proposals to resolve your protests, but simply are offered in hopes of generating further discussion and perhaps help the parties come up with additional ideas. Mr. Hipwell and I look forward to discussing these proposals further at our meeting on November 6.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles L. Honsinger".

Charles L. Honsinger

cc: Steve Lester, Hearing Officer