

RECEIVED

MAY 01 2014

WATER RESOURCES
WESTERN REGION

CHARLES L. HONSINGER (ISB #5240)
HONSINGER LAW, PLLC
P.O. Box 517
Boise, Idaho 83701
Telephone: (208) 863-6106
Facsimile: (208)908-6085

Attorney for Protestant Chuck Meissner

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER NO.	)	
78338 AND APPLICATION FOR PERMIT	)	STIPULATION TO WITHDRAW
NO. 63-33721 IN THE NAME OF HOOT	)	PROTEST
NANNEY FARMS, INC.	)	
	)	
	)	

COMES NOW, the Protestant, Chuck Meissner, by and through his counsel
Charles Honsinger of the firm Honsinger Law, PLLC, and Applicant Hoot Nanney Farms, Inc, by
and through its counsel S. Bryce Farris of the firm Sawtooth Law Offices, PLLC and hereby stipulate
to the following:

1) Hoot Nanney Farms, Inc. agrees that the new well it is seeking pursuant to the above-referenced applications shall not be drilled to a depth that is greater than 200 feet from ground surface, and agrees that both Transfer No. 78339 and Permit No. 63-33721 shall be conditioned to provide that the new well shall not be drilled to a depth of greater than 200 feet below ground surface.

2) Protestant Chuck Meissner has filed with the Idaho Department of Water Resources an

Application for Permit to Appropriate a water right (63-33861) that requests no greater than .50 cfs to be diverted from the existing well on the Meissner property that is adjacent to the Hoot Nanney property for commercial and fire protection purposes, and for the irrigation of 9 acres on the Meissner property. The volume to be diverted for irrigation purposes shall not exceed 4.5 acre-feet per annum for a maximum irrigation volume of 40.5 acre-feet per annum.

3) Hoot Nanney, Inc. agrees that it will not protest the Application for Permit referenced in paragraph 1 hereinabove provided such application reflects and/or does not exceed the elements set forth therein.

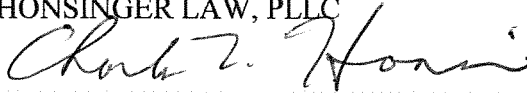
4) Hoot Nanny, Inc. acknowledges the existence of a water right in Protestant Meissner's name diverting ground water from a well located on the Meissner property for domestic purposes. The water right is evidenced by the Well Driller's Report attached hereto.

5) Protestant Chuck Meissner agrees that his protest to Hoot Nanney, Inc.s' pending transfer and application is hereby withdrawn.

6) The parties agree that each shall bear their own attorney fees.

Dated this 30th day of April, 2014.

HONSINGER LAW, PLLC

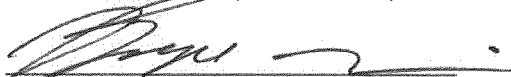


Charles L. Honsinger

Attorneys for Protestant Chuck Meissner

Dated this 30th day of April, 2014.

SAWTOOTH LAW OFFICES, PLLC



S. Bryce Farris

Attorneys for Applicant Hoot Nanney Farms, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of May, 2014, the above and foregoing document was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

S. BRYCE FARRIS
SAWTOOTH LAW OFFICES, PLLC
P.O. BOX 7985
BOISE, ID 83707



Charles L. Honsinger

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>Bob Stoney</u> Address <u>Boise</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>50</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 _____ °F. Quality _____																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ 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>37</u></td> <td><u>60</u></td> <td><u>1 HR</u></td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>37</u>	<u>60</u>	<u>1 HR</u>																						
Discharge G.P.M.	Pumping Level	Hours Pumped																											
<u>37</u>	<u>60</u>	<u>1 HR</u>																											
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th rowspan="2">Hole 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> <tr> <td><u>6</u></td> <td><u>0</u></td> <td><u>1</u></td> <td><u>Top Soil</u></td> <td>☒</td> <td>☒</td> </tr> <tr> <td></td> <td><u>1</u></td> <td><u>45</u></td> <td><u>Sand & Clay</u></td> <td>☒</td> <td>☒</td> </tr> <tr> <td></td> <td><u>45</u></td> <td><u>2</u></td> <td><u>Gravel & Sand</u></td> <td>☒</td> <td>☒</td> </tr> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	<u>6</u>	<u>0</u>	<u>1</u>	<u>Top Soil</u>	☒	☒		<u>1</u>	<u>45</u>	<u>Sand & Clay</u>	☒	☒		<u>45</u>	<u>2</u>	<u>Gravel & Sand</u>	☒	☒
Hole Diam.	Depth		Material	Water																									
	From	To		Yes	No																								
<u>6</u>	<u>0</u>	<u>1</u>	<u>Top Soil</u>	☒	☒																								
	<u>1</u>	<u>45</u>	<u>Sand & Clay</u>	☒	☒																								
	<u>45</u>	<u>2</u>	<u>Gravel & Sand</u>	☒	☒																								
4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____	10. WORK STARTED Work started <u>22 July 81</u> finished <u>24 July 81</u>																												
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> <tr> <td><u>.250</u> inches</td> <td><u>6</u> inches</td> <td><u>1</u> feet</td> <td><u>20</u> feet</td> </tr> <tr> <td><u>.219</u> inches</td> <td><u>6</u> inches</td> <td><u>20</u> feet</td> <td><u>68</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> </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 _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Cook</u> Type <u>304 Stainless</u> Model No. _____ Diameter <u>5</u> Slot size <u>.030</u> Set from <u>69</u> feet to <u>64</u> feet Diameter <u>5</u> Slot size <u>.030</u> Set from <u>64</u> feet to <u>59</u> feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☒ Well cuttings ☐ Puddling clay ☒ Overbore to seal depth Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Welded ☐ Solvent Weld Method of joining casing: ☐ Threaded ☒ Welded ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	<u>.250</u> inches	<u>6</u> inches	<u>1</u> feet	<u>20</u> feet	<u>.219</u> inches	<u>6</u> inches	<u>20</u> feet	<u>68</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ 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>D & W Phillips</u> Firm No. <u>332</u> Address <u>2068 Benettey</u> Date <u>1 Aug 81</u> Signed by (Firm Official) <u>D & W Phillips</u> and _____ (Operator) _____								
Thickness	Diameter	From	To																										
<u>.250</u> inches	<u>6</u> inches	<u>1</u> feet	<u>20</u> feet																										
<u>.219</u> inches	<u>6</u> inches	<u>20</u> feet	<u>68</u> feet																										
_____ inches	_____ inches	_____ feet	_____ feet																										
_____ inches	_____ inches	_____ feet	_____ feet																										
6. LOCATION OF WELL Sketch map location must agree with written location. <u>Boise, Idaho</u> Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Ada</u> NE 1/4 NE 1/4 Sec. <u>3</u> T. <u>4</u> N. R. <u>1</u> E. W.	12. ADDITIONAL SHEETS USE ADDITIONAL SHEETS IF NECESSARY.																												

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT