

Louis D. (Dale) Jeffrey

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WWW.MEDICINEWHEELRANCHRETREAT.COM

WWW.DALEJEFFREY.COM

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WATER RESOURCES
WESTERN

Friday, November 09, 2012

Reference: Contested Application for Permit 61-12274

Mr. John Westra

Department of Water Resources, Western Region

2735 Airport Way

Boise, Idaho 83705-5082

Dear Sir:

This letter is my official testimony addressing the areas of concern in support of my application for irrigation water, Permit 61-12274.

1. The wells of the protestors are free flowing wells. They are hot water wells approximately 1000 feet deep with 100 degree temperature or more. The protested well is 740 feet deep producing 6 gallons of water per minute at a temperature of 72 degrees. I do not believe this is considered a hot water well. Most of my water is coming from varied sand layers well above the protestor's hot water aquifer. The 6 gallons per minute amounts to 8640 gallons per day; well under the 13000 gallons allowed under my regular permit. I have pumped this well 6 months straight on ½ acre without shutting it off once and seen no damage or lowering of the aquifer. I have an adjoining well about 2000 feet to the north east and its level has actually risen during this same time. Potucek & Hall have stated they have seen no lowering of their wells and that their wells are flowing at higher levels than ever.

2050 East Medicine Wheel Lane

King Hill, Idaho 83633

dalejeffrey@equinedentistry.com

Phone: 208-869-1002

Fax: 208-869-2870

School Website: www.horsedentistry.info

I do not believe this well has hurt or ever will hurt any existing wells in the area; most of its water is coming from sandstone striations well above protestor's hot water aquifer. (See Drillers Report)

2. The water supply from the well is adequate to water the additional 1.5 acres requested in the permit. The ½ horsepower pump will service 1 birdie with an 1/8" nozzle. By changing this single birdie every 12 hours the approximate 2 acres can be watered in one week. This is adequate to grow pasture for livestock and wild life.
3. The application has been made in good faith.
4. The system is in place, paid for, and ready to use.
5. The proposed use of this well is not contrary to water use or water resources within the state of Idaho.
6. The proposed use of this well will not adversely affect the local economy, the protestors wells, level of water in the watershed, or any of the areas from which the water originates.
7. To the best of my knowledge the application meets all the requirements of Chapter 15, Title 42, Idaho Code.
8. The source of this water is well within the states boundaries.

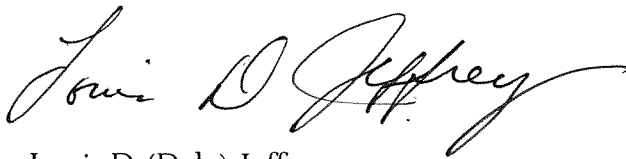
Protested Well Facts:

- *Depth; 740'*
- *Static Water Level, 42'*
- *Uncased*
- *Temperature, 72 degrees*
- *Pump size, ½ horsepower*
- *Production, 6 gallons per minute or 8640 gallons per day*
- *Test water, no sulfur smell*
- *Use: Cattle & horses, deer, wildlife area, fire break*
- *Irrigate 2 acres*

I don't personally see how any agreements between Hall, Potucek and Idaho Fresh Pack LLC have anything to do with my well or any future wells drilled in this area unless they are pumping from the hot water aquifer. As this is not a hot water well the protest should not stand. As I have previously stated: There has been no lowering of water levels in the community, at my adjoining well, of Hall's or Potucek's well, or any neighbors wells from the pumping of the protested well. Well 61-12274 has no effect on protestor's wells.

As for the above stated reasons Louis D. Jeffrey prays for a favorable decision from the Department of Water Resources concerning permit 61-12274 and wishes to thank their employees and staff for time and effort spent concerning this matter.

Respectfully,

A handwritten signature in black ink, reading "Louis D. Jeffrey". The signature is written in a cursive, flowing style with a large, prominent "L" and "J".

Louis D (Dale) Jeffrey