

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant JOHN & KIMBERLY BARINAGA Phone 541 212 0933
Mailing address 4915 S. WHITLEY DR. FRUITLAND, ID 83619
2. Source of water supply GROUND WATER which is a tributary of N/A
3. Location of point of diversion is Township 7N Range 5W Sec. 20, in the NE $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot PALETTE County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.06 cfs for IRRIGATION purposes from MARCH to OCTOBER (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.06 cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought?

e. If well is already drilled, when? 11/06; Drilling firm DALLAS DRILLING, WEISER, ID;

Well was drilled for (well owner) JOHN & KIMBERLY BARINAGA, Drilling Permit No. 0047380

7. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW.
- Stockwatering; list number and kind of livestock.
- Municipal; show name of municipality.
- Domestic; show number of households.
- Other; describe fully.

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MAR 28 2007

WATER RESOURCES
WESTERN REGION

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	5W	20	1																1
			D																
			1																1
			J																
			1																1
			F																

Total number of acres to be irrigated

2.5 ACRES

10. Describe any other water rights used for the same purposes as described above.

NONE

11. a. Who owns the property at the point of diversion? JOHN & KIMBERLY BARINAGA

b. Who owns the land to be irrigated or place of use? SAME AS ABOVE

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

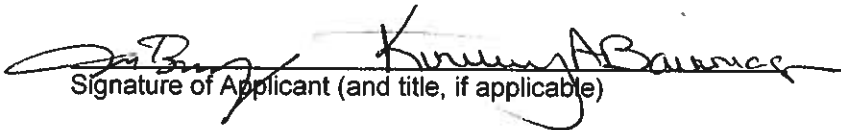
12. Remarks:

THIS WELL HAS ALREADY BEEN DRILLED AND IS USED FOR DOMESTIC PURPOSE. DRILLED BY DALLAS DRILLING, FIRM # 445. YIELD 30 GAL/MIN @ 110 FT., STATIC @ 78 FT. 6" STEEL CASED 61° F. PHYSICAL ADDRESS 4915 S WHITLEY DR. FRUITLAND, ID 83619

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

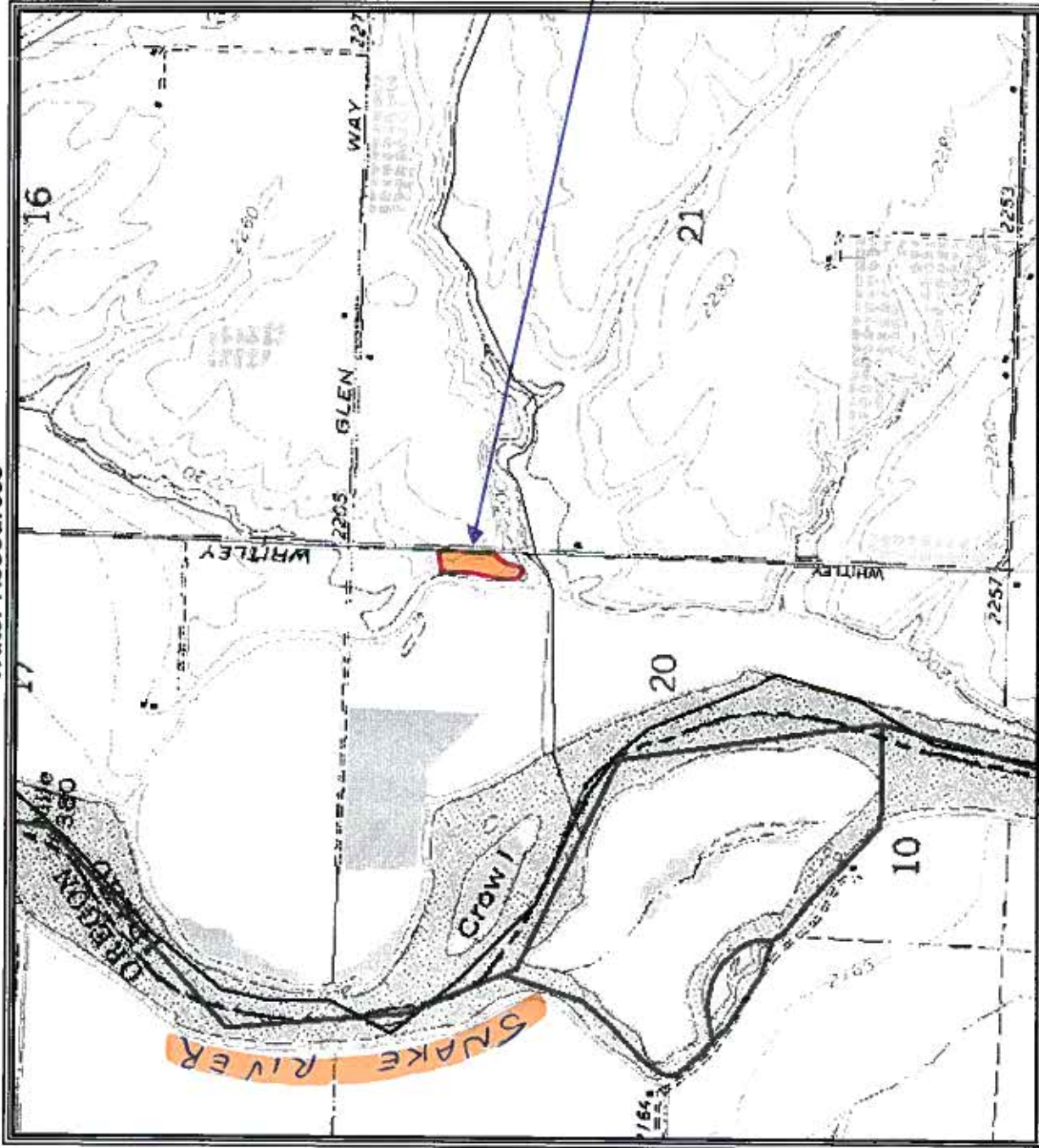
\$100-


Signature of Applicant (and title, if applicable)

Received by SB Date 3-28-07 Time 10:30 AM Preliminary check by
 Fee \$100- Receipted by DB # W035202 Date 3/28/07
 Publication prepared by DB Date 10/31/2008 Published in INDEPENDENT ENTERPRISE
 Publication approved _____ DATE: _____ Date 7 NOVEMBER 5 & 12, 2008

Water Resources

Created: March 27, 2007



IDWR

Prepared by the ArcIMS Map Server at:

Idaho Department of Water Resources
122 East Front Street, P.O. Box 83770
Boise, Idaho 83726-9698
PH: (208) 387-4800
www.idwr.idaho.gov

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63-32641

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

844791

Office Use Only		
Well ID No.	414948	
Inspected by		
Twp	Rge	Sec
1/4	1/4	1/4
Lat:	Long:	

1. WELL TAG NO. D 0047380
 DRILLING PERMIT NO. _____
 Water Right or Injection Well No. _____

2. OWNER:
 Name John Baranaga
 Address 700 West Idaho Ave
 City Ontario State OK Zip 97914

3. LOCATION OF WELL by legal description:

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

Twp. 7 North ☒ or South ☐
 Rge. 5 East ☐ or West ☒
 Sec. 20 1/4 NE 1/4 NE 1/4
 Gov't Lot _____ County Payson
 Lat: _____ Long: _____
 Address of Well Site 4915 South Whitely City Fruitland

(Give at least name of road - Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

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	20	650	Temp Casing Over bore

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 100'

Was drive shoe seal tested? ☒ Y ☐ N How? Blow Dry

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Breathed
6	1	100	100	Steel	☒	☐	☒	☐
4.5	17	130	140	PVC	☐	☒	☒	☐

Length of Headpipe 93 Length of Tailpipe _____

Packer ☐ Y ☒ N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method _____

Screen Type & Method of Installation Sealed PVC / lowered

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
107	127	.020		4.5	PVC	☐	☒

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method
Colorado Silica	17	130	2300	Tremy

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

78 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: _____

12. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
30		110	6 hr.

Water Temp. 61° Bottom hole temp. _____

Water Quality test or comments: _____

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water	Y	N
10	0	30	Brown Clay			
6	30	90	Sand + Gravel			
6	90	105	Blue Clay			
6	105	130	Medium + Fine Sand			

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DEC 04 2006

WATER RESOURCES
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Completed Depth 126 (Measurable)

Date: Started 11-9-06 Completed 11-14-06

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 Dallas Drilling Firm No. 445

Principal Driller John Date 12-01-06

Driller or Operator II _____ Date _____

Operator I _____ Date _____

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

Buffington, Denise

From: Buffington, Denise
Sent: Friday, October 31, 2008 8:42 AM
To: lisaallison@qwest.net
Subject: Legal Notice
Attachments: Payette County - Cover Letter.RTF; 63-12371 Ad.RTF; 63-32641 Ad.RTF

Attached please find (2) legal notices, being submitted for publication. Please contact me if you are not able to run the notices on the dates requested.

Thank you,

Denise Buffington
Idaho Department of Water Resources
Western Region

10/31/2008

October 31, 2008

Legal Notice Department
INDEPENDENT ENTERPRISE
124 S MAIN
PAYETTE ID 83661

RE: Application for Permit No. 63-12371 & 63-32641

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 11/24/2008. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-32641

JOHN BARINAGA
KIMBERLY BARINAGA
4915 S WHITLEY DR
FRUITLAND ID 83619

Point(s) of Diversion NENE S20 T07N R05W PAYETTE County Source GROUND WATER

Use: IRRIGATION 03/15 To 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 03/28/2007

Place Of Use: IRRIGATION

T07N R05W S20 NENE

Number of Acres 2.5

Remark: Water bearing zone to be appropriated is from 100 to 130 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/24/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on November 5th & 12th, 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

May 10, 2007

JOHN & KIMBERLY BARINAGA
4915 S WHITLEY DR
FRUITLAND ID 83619

Re: Application for Permit No. 63-32641

Dear Applicants:

Your application for permit to appropriate public ground water for a consumptive use was received on March 28, 2007. You also sent an email yesterday to the Idaho Department of Water Resources (IDWR) regarding your application. Your email information has been added to your file.

Processing of the application must be delayed as explained in this letter.

Due to continued drought and to protect existing water rights and water supplies, IDWR declared a moratorium in 1992 against approval of new consumptive uses of public water for the area in question. The moratorium was lifted in 1995. However, application processing was indefinitely suspended in 1996 pending policy determinations being considered by IDWR. At this time, IDWR cannot estimate when or if policy changes will allow application processing to resume.

Several options might be worth exploring as follows.

1. Transfer an existing ground water right from other property to your land. This option would replace your application for a new water right. This would involve a private agreement between you and the other water right owner plus an Application for Transfer of Water Right to be filed with and approved by IDWR. Please note that IDWR has a significant transfer application backlog, adding a considerable amount of time to the normal processing period.
2. Mitigate your application for permit by obtaining a ground water right from another owner and then abandoning that water right to mitigate your proposed use. This would include filing a Notice of Change in Water Right Ownership with IDWR together with written abandonment of that right.
3. Mitigate your application for permit with another type of mitigation plan approved by IDWR.

Application for Permit No. 63-32641

May 10, 2007

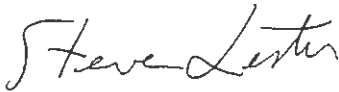
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The second or third options would allow your application for permit to be processed based on an acceptable mitigation plan. I enclosed a list of consultants if you seek additional expertise to transfer another water right or to develop an acceptable mitigation plan.

This office will hold your application and will resume processing as soon as possible based on the above considerations. Processing generally follows the priority system in which older applications are addressed before newer ones are processed. Delays related to department actions do not affect the date of priority or seniority of an application. You will be informed of any changes with respect to your application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor

Enclosure: Consultant List

Lester, Steve

From: Fritschle, Carter
Sent: Thursday, May 10, 2007 8:18 AM
To: Lester, Steve
Subject: FW: WATER RIGHT NO. 63-32641 - BARINAGA

Hi Steve,

I cannot find any profiled documents or barcode history for this one, so I am hoping the file is at Western.

Carter

-----Original Message-----

From: IDWRInfo
Sent: Thursday, May 10, 2007 8:13 AM
To: Fritschle, Carter
Subject: FW: WATER RIGHT NO. 63-32641 - BARINAGA

Carter, I don't know who to send this to, so could you pass it to the appropriate person. Thanks again, Linda

-----Original Message-----

From: John & Kim Barinaga [mailto:archform@yahoo.com]
Sent: Wednesday, May 09, 2007 10:15 PM
To: IDWRInfo; IDWRInfo
Subject: WATER RIGHT NO. 63-32641 - BARINAGA

RE: WATER RIGHT NO. 63-32641

I recently applied for water right on my property. After reviewing other water right applications I thought it may be helpful if I were more descriptive in the remarks. If I can I would like to add to the remarks.

CURRENT REMARKS: "Applicant Remarks: This well has already been drilled and is used for domestic purposes. Drilled by Dallas Drilling, Firm #445. Yield 30 gpm @ 100 ft, static @ 78 ft, 6 inch steel cased. 61 degrees, physical address 4915 S Whitley Dr., Fruitland"

PLEASE ADD "This water right is for an increase in landscaping around house. This increase in landscaping is intended to increase property esthetics, create a fire break, and help prevent hill erosion. This water right is not intended for agricultural use."

Thank You,
John Barinaga
541.212.0933

↑ Add to base comments
when/if appl. is processed
JR

5/10/2007