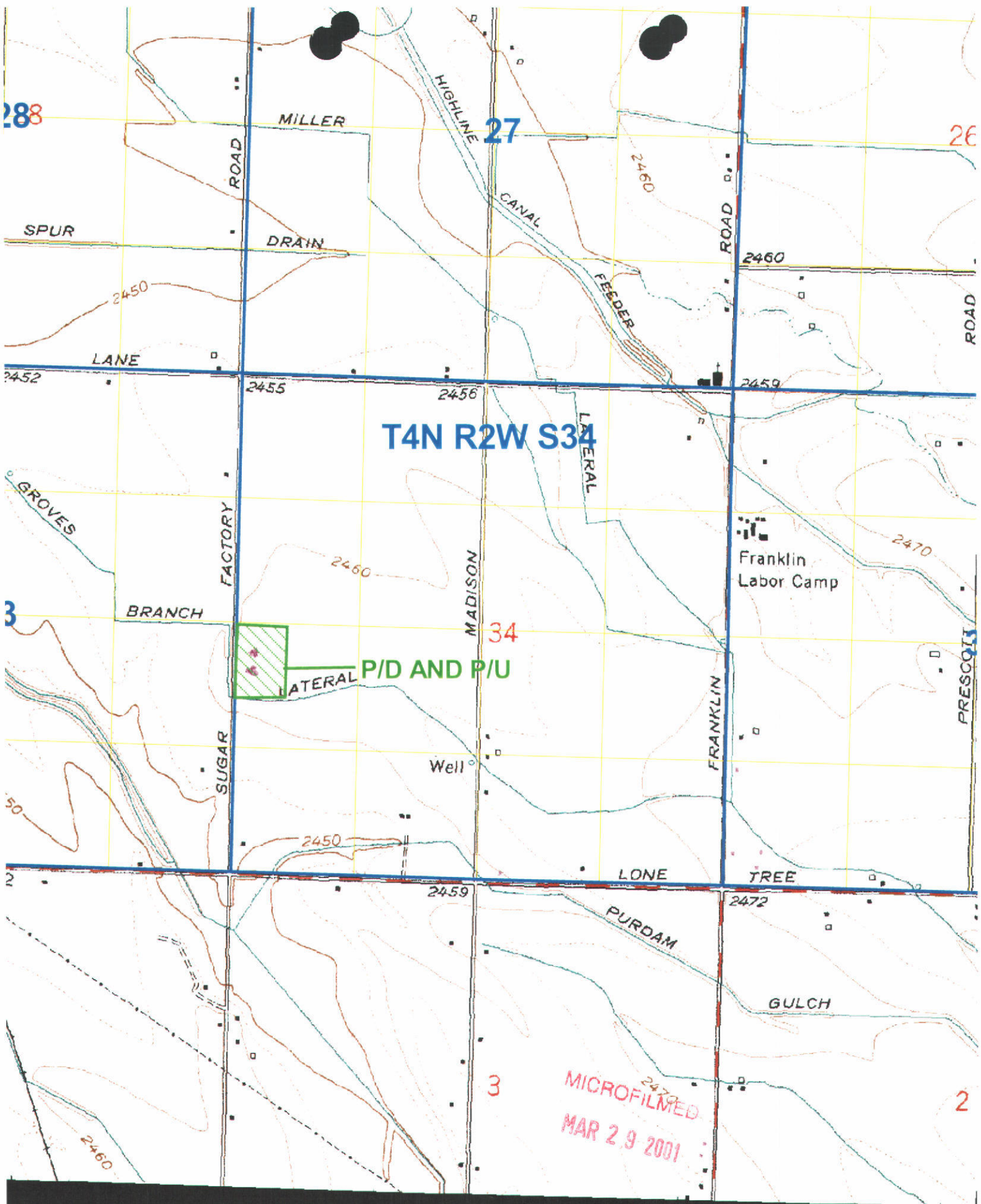




MICROFILMED
MAR 29 2001



T4N R2W S34

P/D AND P/U

MICROFILMED
MAR 29 2001

PINNACLE

Engineers, Inc.

12552 W. EXECUTIVE DR., SUITE B, BOISE, ID 83713
PH (208) 887-7760 • (208) 887-7781 FAX

TO:

IDWR

LETTER OF TRANSMITTAL

DATE: 3-20-03	JOB NO: C000244
ATTENTION: Deborah Gibson	
RE: East Canyon Elem. School	
RECEIVED	
MAR 21 2003	

WE ARE SENDING YOU

- ☒ Attached ☐ Under separate cover via _____ the following items
- ☐ Shop drawings ☐ Blueprints ☐ Sepias/Vellums ☐ Specifications ☐ 8-1/2 x 11 Drawing(s)
- ☐ 11 x 17 drawing(s) ☐ 3 1/2" disk ☐ Mylar/Ammonia Mylar ☐ Field Report
- ☐ Copy of letter ☐ Change Order ☐ Calculations ☐ _____

COPIES	DATE	REV. NO.	DESCRIPTION
1	3-19-03		Letter
1	10-11-01		Well Drivers Rpt
1	10-12-01		Well construction Pump Test.

THESE ARE TRANSMITTED as checked below:

- ☒ For review ☐ No exceptions taken ☐ Resubmit _____ copies for approval
- ☒ For your use ☐ Make corrections noted ☐ Submit _____ copies for distribution
- ☐ As requested ☐ Revise and Resubmit ☐ Return _____ corrected prints
- ☐ For review and comment ☐ _____

☐ FOR BIDS DUE _____ ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS

COPY TO: File

SIGNED: DM-Via U.S. Mail

MICROFILMED

JUN 02 2003

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only		
Inspected by		
Twp	Rge	Sec
1/4	1/4	1/4
Lat: : :	Long: : :	

1. WELL TAG NO. D 18533
 DRILLING PERMIT NO. _____
 Other IDWR No. _____

2. OWNER:
 Name School Dist #139-East Canyon Elem.
 Address 5207 South Montana
 City Caldwell State Id Zip 83407

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N W E S	X	Twp. <u>4</u>	North ☒ or South ☐
		Rge. <u>2</u>	East ☐ or West ☒
		Sec. <u>34</u>	<u>NW</u> 1/4 <u>SW</u> 1/4
		Gov't Lot _____	County <u>Canyon</u>
Lat: : :		Long: : :	
Address of Well Site <u>18408 Northside Blvd.</u>		City <u>ampa</u>	

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

Lt. _____ Blk. _____ Sub. Name East Canyon Elementary

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation ☒ Fire Suppression
☐ 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 Reverse

7. SEALING PROCEDURES

SEAL/FILTER PACK	AMOUNT		METHOD
	From	To	
5# Bentonite	0	200	12,500 Overburden
#8 #10	200	205	33,000 Overburden
Filter Pack			

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
 Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	13	210	375	Steel	☒	☐	☒	☐
110"	230	255	375	Steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe 10'

9. PERFORATIONS/SCREENS

Perforations Method Whisper Wire Wrap
 Screens Screen Type Stainless Steel

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
210	230	.035		10"	S.S.	☒	☐
255	275	.035		110"	S.S.	☒	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

17'6" ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: 1 1/2 Access

11. WELL TESTS:

☒ Pump	☐ Bailer	☐ Air	☐ Flowing Artesian
Yield gal./min. <u>1500</u>	Drawdown <u>43'</u>	Pumping Level	Time <u>3 HRS</u>

Water Temp. 57 Bottom hole temp. _____
 Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
28"	0	6	top Soil		
	6	8	Lichen		
	8	10	Burnt Clay		
	10	39	Sand, gravel, & Kinkadee		
	39	60	tan clay		
	60	70	med to coarse sand		
	70	74	tan clay		
	74	80	fine sand		
	80	92	med to coarse sand		
	92	99	tan clay		
	99	102	med to coarse		
	102	120	tan clay		
	120	123	med to coarse sand		
	123	130	tan clay, sand mix in str		
	130	145	med to coarse sand		
	145	150	tan clay w/ some sand mix		
	150	155	med to coarse sand		
	155	159	tan clay		
	159	169	med to coarse sand		
	169	173	tan clay		
	173	190	med to coarse sand		
	190	210	tan clay (some sand lumps)		
	210	233	med to coarse sand		
	233	254	tan clay / str of clay		
			(at 213' & 219')		
	254	274	med to coarse sand		
			w/ str of clay 202' = 283'		
	274	310	tan clay w/ some sand str		
	310	302	sand		
	302	305	tan clay		

Completed Depth 305 (Measurable)
 Date: Started 4-15-01 Completed 10-11-01

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Rindorff & Co Firm No. 333
 Firm Official _____ Date _____
 and _____
 Driller or Operator _____ Date 10-11-01
 (Sign once if Firm Official & Operator)

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 3/28/01

No. 63-31131 Name: School Dist Corp. Officers NYA Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes TVGW Moratorium study area use = ok GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-042-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8

BENEFICIAL USE DUE: 4 / 01 / 2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response _____
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025-01N-106
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate
or none allowed - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS _____

COMMENTS

Water bearing zone 200-350 ft.

Shape files made

East Canyon Elementary School

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

DANIEL J. JONES
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States, and at all times
hereinafter mentioned was over the age of eighteen years, and
not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a
daily newspaper published in the City of Nampa and Caldwell,
in the County of Canyon, State of Idaho; that the said
newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Nampa and Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of
the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper two times in the regular and entire
issue of said paper, and was printed in the newspaper proper,
and not in a supplement.

March 1, 8, 2001

STATE OF IDAHO)
County of Canyon)

On 8th day of March in the year of 2001 before
me a Notary Public, personally appeared. Daniel J. Jones,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and
acknowledge to me that she executed the same.

Jeanne Lusk
Notary Public for Idaho
Residing at Nampa
My Commission expires June 21st, 2003

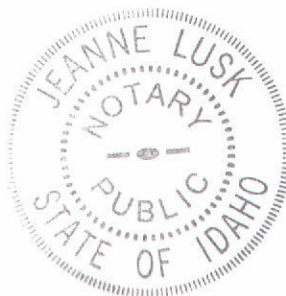
MICROFILMED
MAR 29 2001

LEGAL NOTICE ✓
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
63-31131
SCHOOL DISTRICT NUMBER, 139
5207 SOUTH MONTANA
CALDWELL ID 83607
Point(s) of Diversion NWSW
S34 T04N R02W CANYON County
Source: GROUND WATER
Use: FIRE PROTECTION
01/01 To 12/31 1 CFS
Total Diversion: 1 CFS
Date Filed: 01/05/2001
Place Of Use: FIRE PROTECTION
T04N R02W S34 NWSW
Remark: Water bearing zone to be
appropriated is from 200 feet to 350
feet.
Permits will be subject to all prior
water rights. Protests may be sub-
mitted 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 pro-
test fee of \$25.00 for each applica-
tion on or before 03/19/2001. The
protestant must also send a copy of
the protest to the applicant.
KARL J DREHER, Director
March 1, 8, 2001 2804

RECEIVED

MAR 12 2001

WATER RESOURCES
WESTERN REGION



**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO.)	
63-31131 IN THE NAME OF)	
SCHOOL DISTRICT NO 139)	REINSTATEMENT ORDER
_____)	

This matter having come before the Idaho Department of Water Resources ("Department"), the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On March 30, 2001, the Department issued Permit No. 63-31131 to School District No. 139 ("permit holder") authorizing the diversion of 1.00 cubic feet per second (cfs) of ground water to be diverted for fire protection use within the NW1/4 SW1/4 of Section 34, Township 4 North, Range 2 West, B.M., Canyon County. A condition of permit approval required the permit holder to submit proof of beneficial use of water ("proof") to the Department on or before April 1, 2002.

2. On January 31, 2002, the Department notified the permit holder that proof was due and instructed the permit holder of the steps to be taken to submit Proof of Beneficial Use or a Request for Extension of Time ("extension request").

3. On April 5, 2002, the Department sent the permit holder a lapse notice, since the Department had not received an acceptable proof or extension request.

6. On February 27 2003, the permit holder submitted Proof of Beneficial Use with the required license examination fee to the Department. The permit holder submitted evidence to show that water has been applied to the authorized beneficial use during the development period and has shown sufficient cause why the beneficial use was not timely submitted.

CONCLUSIONS OF LAW

1. Section 42-218a.2, Idaho Code, provides as follows:

That upon receipt of proof of beneficial use after sixty (60) days after such notice of lapsing, the director shall require sufficient evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the

time authorized by the permit and any extensions of time previously approved. Upon finding that beneficial use had occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority date advanced to the day that proof of beneficial use was received;

2. The permit holder has provided sufficient information and reasonable cause for the Department to reinstate the permit by submitting sufficient information verifying the construction of the well during the development period.

3. The Department should reinstate the permit with the priority advanced to the date that proof and the license examination fee was received.

ORDER

IT IS HEREBY ORDERED, that Permit No. 63-31131 in the name of School District No. 139 is **REINSTATED** with the priority advanced to **February 27, 2003**.

Dated this 18th day of April, 2003.


L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 63-31131 Telephone No. (208) 454-0445

2. Name of Permit Holder(s): Vallivue School District No. 139

3. Mailing Address: 5207 South Montana

City Caldwell State ID Zip 83607

4. Source of Water: Ground If **GROUNDWATER** (well), Date Drilled: mo. July / yr. 2001

Well Driller: Riverside Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: Fire Supply

6. Total rate of diversion and/or volume for which proof is submitted: 1 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No _____

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: John G. Carpenter Telephone Number: (208) 887-7760

Address: 12552 W. Executive Drive, Suite B Boise, ID 83713

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: George M. Grant Date: 2-24-03

(include your title, if on behalf of company or organization)

George Grant, Assistant Superintendent

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31131

Priority: 01/05/2001

Maximum Diversion Rate: 1.00 CFS

This is to certify, that SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL ID 83607

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
FIRE PROTECTION	01/01 to 12/31	1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼SW¼ Sec. 34, Twp 04N, Rge 02W, B.M. CANYON County

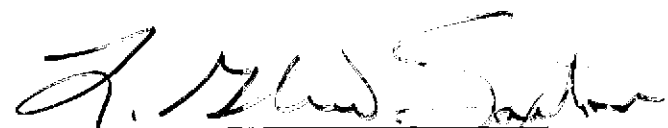
PLACE OF USE: FIRE PROTECTION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 02W 34										X							

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2002**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
6. Place of use is known as East Canyon Elementary School.
7. Water bearing zone to be appropriated is from 200 to 350 feet.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 30th day of March, 2001.


for **KARL J DREHER, Director**

9. Description of place of use: Exterior and interior fire protection of school building

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	
4N	2E	34				2					F								
		34				F													

Total number of acres to be irrigated 2

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? School District No. 139

b. Who owns the land to be irrigated or place of use? School District No. 139

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

12. Remarks: The proposed well will only be used as a fire protection source. Water bearing zone of 200'-350'

13. MAP OF PROPOSED PROJECT ATTACHED ☒ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.


(Applicant)

Received by Lm Date 12-11-00 Time 3:40 pm Preliminary check by JAN
Fee \$ 230.00 Received by Kh # 1007219 Date 12115100
Publication prepared by ST Date 1-18-01 Published in Pratt
Publication approved AX Date 3-15-01

RECEIVED

DEC 11 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

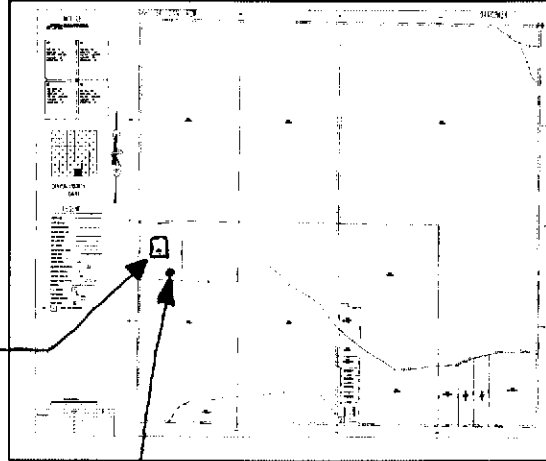
To appropriate the public waters of the State of Idaho

Ident. No.

63-31131
APP ID# 68826Changes approved
by ZS (OS) and

- Name of Applicant School District No. 139 Phone 454-0445
Post Office address 5207 S. Montana Caldwell, ID 83607
- Source of water supply Groundwater which is a tributary of n/a
- Location of point of diversion is SW NW 1/4 of NW SW 1/4 of 1/4, Govt. Lot
Sec. 34 Township 4N Range 2W B.M. Canyon County; additional points of diversion if any: _____
- Water will be used for the following purposes:
Amount 1.0 cfs for Fire Protection purposes from 01/01 to 12/31 (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)
- Total quantity to be appropriated is (a) 1.0 cfs and/or (b) _____
cubic feet per second acre feet per annum
- Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. The pump will be a vertical pump located in the well casing.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
c. Proposed well diameter is 10 inches; proposed depth of well is 100 350 feet.
d. Is ground water with a temperature of greater than 85°F being sought? no
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
- Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. East Canyon Elementary School is adding a fire sprinkler system. The well will supply the water for the internal sprinkler system as well as a fire department connection neat the well head for a fire department pumper truck.

Sec.34 T4N R2W



place of use

place of diversion

28

T4N R2W S34

P/D AND P/U



28

27

MILLER

HIGHLINE

CANAL

FEDER

SPUR

DRAIN

ROAD

2460

ROAD

LANE

2452

2455

2456

2459

1 W S34

GROVES

FACTORY

MADISON

Franklin Labor Camp

BRANCH

WATER P/D AND P/U

Well

SUGAR

FRANKLIN

PRESCOTT

LONE

TREE

2459

2472

PURDAM

GULCH

2460



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 21, 2003

SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL ID 83607

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 63-31131

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and examination fee submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. The regional office staff will contact you when that examination is to be conducted. At the time the examination is conducted the system must be in operation, otherwise this permit will be of no force nor effect, and presently water rights can not be developed from the Snake River.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure
c: IDWR - Region (w/encl.)

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 63-31131

Reviewed By: dgibson

Date: April 18, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W027219, C067598	Well driller's report filed?	X	
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		02/27/2003
Date proof due	-	04/01/2002
Lapse notice sent	-	04/05/2002
No. of days late	=	328
Holiday allowance	+	
Priority date	+	01/05/2001
New priority date	=	02/27/2003

Deficiencies of Actions Items

Acknowledge proof, reinstate permit, and advance priority date to 2/27/03.

PINNACLE

Engineers, Inc.

12552 W. EXECUTIVE DR., SUITE B, BOISE, ID 83713
PH (208) 887-7760 • (208) 887-7781 FAX

TO:

EDWR

LETTER OF TRANSMITTAL

DATE: 3-29-03	JOB NO: 11-20-01
ATTENTION: Deborah Gibson	
RE:	
East Canyon River Walk	

WE ARE SENDING YOU

- | | | |
|---|--|---|
| ☐ Shop drawings | ☒ Attached | ☐ Under separate cover via _____ the following items |
| ☐ 11 x 17 drawing(s) | ☐ Blueprints | ☐ Sepias/Vellums |
| ☐ Copy of letter | ☐ 3 1/2" disk | ☐ Mylar/Ammonia Mylar |
| | ☐ Change Order | ☐ Calculations |
| | | ☐ Specifications |
| | | ☐ 8-1/2 x 11 Drawing(s) |
| | | ☐ Field Report |
| | | ☐ _____ |

COPIES	DATE	REV. NO.	DESCRIPTION
1	3-19-03		Letter
1	10-11-01		Well Drivers Rpt
1	10-12-01		Well Construction Pump Test

THESE ARE TRANSMITTED as checked below:

- | | | |
|--|---|---|
| ☒ For review | ☐ No exceptions taken | ☐ Resubmit _____ copies for approval |
| ☒ For your use | ☐ Make corrections noted | ☐ Submit _____ copies for distribution |
| ☐ As requested | ☐ Revise and Resubmit | ☐ Return _____ corrected prints |
| ☐ For review and comment | ☐ _____ | |

☐ FOR BIDS DUE _____ ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS

COPY TO: File

SIGNED: Dan-Ann McInnis

PINNACLE
Engineers, Inc.

TO: Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau
Idaho Department of Water Resources
1301 N. Orchard
Boise, ID 83706

DATE: March 19, 2003

RE: East Canyon Elementary School
Lapsed Permit No. 63-31131

Dear Deborah:

We are in receipt of your letter dated March 7, 2003 regarding the beneficial use for the water right at East Canyon Elementary School. In your letter you ask the School District No. 139 to provide evidence of beneficial usage commencing in the period of March 30, 2001 to April 1, 2002. You also ask the District to explain why the fee was submitted late. On behalf of the School District I provide the following information:

- A. Evidence of beneficial use commencing between March 30, 2001 to April 1, 2002.** I am enclosing a Well Construction Pump Test Summary (dated October 12, 2001) which provides a construction summary of events for the well. The report provides dates in which the construction took place. The report also includes an "as-built" drawing of the constructed well and is dated October 3, 2001. This information provides evidence that the well was constructed and water was discharged through it in the time between March 30, 2001 and April 1, 2002. I am also including a Well Driller's Report dated October 11, 2001.
- B. Reason the license examination fee was submitted late.** Construction of the well was completed in the year of 2001. The proof of beneficial use was forwarded to the owner in 2001. However, it was not sent to your office.

This water right is for fire protection only as there was an existing domestic water right for the school. The school had an expansion and with it came the requirement of more fire protection. The school expansion is complete and the fire protection is essential. The water for fire protection will not be used unless there is a fire.

We are looking forward to obtaining closure on this issue and appreciate your help in this matter. Please call me if you have any questions or comments regarding this matter. I can be reached at (208) 887-7760.

Sincerely,

A handwritten signature in black ink, appearing to read "John G. Carpenter". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

John G. Carpenter, P.E.

cc: File #C006244
Steve Dean – Design West
George Grant – Vallivue School District

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
_____ 1/4	_____ 1/4	_____ 1/4	
Lat: _____	Long: _____	_____	

1. WELL TAG NO. D 18533
 DRILLING PERMIT NO. _____
 Other IDWR No. _____

2. OWNER:
 Name Shirley Dist #139 - East Canyon Comm.
 Address 5207 South Main Street
 City Caldwell State ID Zip 83407

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N		Twp. <u>4</u>		North ☒ or South ☐	
E		Rge. <u>2</u>		East ☐ or West ☒	
S		Sec. <u>34</u>		1/4 SW 1/4 Sec 34 1/4	
W		Gov't Lot _____		County <u>Canyon</u> 10 acres 40 acres 160 acres	
		Lat: _____		Long: _____	
		Address of Well Site <u>18408 - 1/2 mile SW</u>		City <u>Chambers</u>	
(Give at least name of road + Distance to Road or Landmark)					

Lt. _____ Blk. _____ Sub. Name East
Canyon Community

4. USE:
☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☒ Other Drinking Water

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD
☐ Air Rotary ☐ Cable ☐ Mud Rotary ☒ Other Hand Drill

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT		METHOD
Material	From	To	Sacks or Pounds	
PK Bentonite	0	210	12.50	160 LBS
#2 #16	210	205	3.00	160 LBS
Filter Pack				

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
 Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
110"	43	210	3/8	Steel	☒	☐	☒	☐
110"	230	255	3/8	Steel	☒	☐	☒	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe 10'

9. PERFORATIONS/SCREENS

Perforations Method Hydro Wash
 Screens Screen Type Slot

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
210	230	.035		110"	S.S.	☒	☐
255	275	.035		110"	S.S.	☒	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

12'6" ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: 1 1/2 access

11. WELL TESTS:

☒ Pump	☐ Bailer	☐ Air	☐ Flowing Artesian
Yield gal./min. <u>1500</u>	Drawdown <u>93'</u>	Pumping Level _____	Time <u>3 HRS</u>

Water Temp. 57 Bottom hole temp. _____
 Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
28"	0	6	Top Soil		
	6	8	Lichen		
	8	10	Burnt Clay		
	10	39	Sand, gravel, & pebbles		
	39	60	Hard clay		
	60	70	Med to coarse sand		
	70	74	tan clay		
	74	80	fine sand		
	80	92	med to coarse sand		
	92	99	tan clay		
	99	102	med to coarse sand		
	102	120	tan clay		
	120	123	med to coarse sand		
	123	130	tan clay, sand, med to coarse		
	130	145	med to coarse sand		
	145	150	tan clay, med to coarse sand		
	150	155	med to coarse sand		
	155	159	tan clay		
	159	169	med to coarse sand		
	169	173	tan clay		
	173	190	med to coarse sand		
	190	210	tan clay (some sand in it)		
	210	223	med to coarse sand		
	223	259	tan clay / sh. & clay		
			(+ 213' to 214')		
	259	274	med to coarse sand		
			sh. & clay 273' to 283'		
	274	310	tan clay, med to coarse sand (sh. & clay)		
	310	302	sand		
	302	305	tan clay		

Completed Depth 305' (Measurable)
 Date: Started 4-15-01 Completed 10-11-01

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Ridgeway & Co. Firm No. 333

Firm Official _____ Date _____
 and _____

Driller or Operator _____ Date 10-11-01
 (Sign once if Firm Official & Operator)

Well Construction Pump Test Summary

For

**East Canyon Elementary Well
Vallivue School District**

Project No. C006244

Prepared for:

**Design West
Nine 12th Avenue South
Nampa, ID 83651**



Prepared by:

PINNACLE
Engineers, Inc.

12552 W. Executive Dr. Suite B, Boise, Idaho 83713

Well Construction

The well, at East Canyon Elementary, was drilled by Riverside Inc., using a reverse rotary rig. The driller for the job was Jeff Nash. Water supplied for the hole was from the schools' potable drinking system. Wastewater was discharged to the schools' storm drainage system. Pinnacle Engineers was not present during the actual drilling of the well. Pinnacle Engineers was present for the setting of the casing and the pump test.

John G. Carpenter, P.E. was present during the setting of the casing, screens, filter pack, and seals. The results of his observations and conclusions are as outlined below.

John G. Carpenter arrived on site at 9:45 a.m. on July 12, 2001. Jeff Nash and his crew were setting casing. Ten (10) feet of tail pipe and thirty (30) feet of screen was in the hole. I verified the total depth of well bore at 309'. I witnessed the weld between screens and casing; welds looked good and contractor was allowing sufficient time for welds to cool.

Pipe casing and screens were measured at 15" inside diameter. Casing was marked as 2227-10. All screens and casings were measured (except for 10' tailpipe and first 30' of screens) before they were set in the hole. Filter Pack was installed from 194 to 309 feet. 10 ½ bags of #8-16 sand was installed and tagged at the end of each bag as follows:

Filter Pack

Bag #1	309-298'
Bag #2	298-288'
Bag #3	288-276'
Bag #4	276-263'
Bag #5	263-252'
Bag #6	252-242'
Bag #7	242-232'
Bag #8	232-219'
Bag #9	219-208'
Bag #10	208-197'
Bag #11 (partial bag)	197-194'

Three-quarter inch (¾") bentonite chips were installed, as a seal, from the top of the filter pack (104') to the ground surface. I observed the seal up to 10' from the surface. 16 bags were observed and tagged. Four bags of bentonite were installed the same day as the casing (July 12, 2001); the remainder of the bentonite was installed on July 13, 2001. The delay was due to time of day and lighting/rainstorm. Depths for each bag are as follows:

Bentonite Seal

Bag #1	194-180'
Bag #2	180-168'
Bag #3	168-154'
Bag #4	154-139'
(last bag poured on July 12, 2001)	

On the morning of July 13, 2001 the top of bentonite was re-measured and found to be at 135'. The bentonite seal had settled 4' overnight.

Bentonite Seal

(First bag poured on July 13, 2001)

Bag #5 135'-117'

Bag #6 117'-104'

Bag #7 104'-93'

Bag #8 93'-78'

Bag #9 78'-66'

Bag #10 66'-52'

Bag #11 52'-41'

Bag #12 41'-36'

Bag #13 36'-30'

Bag #14 30'-25'

Bag #15 25'-22'

Bag #16 22'-10'

Note that bags 12 through 15 were in an area of apparent sloughing. This area is primarily coarse gravel.

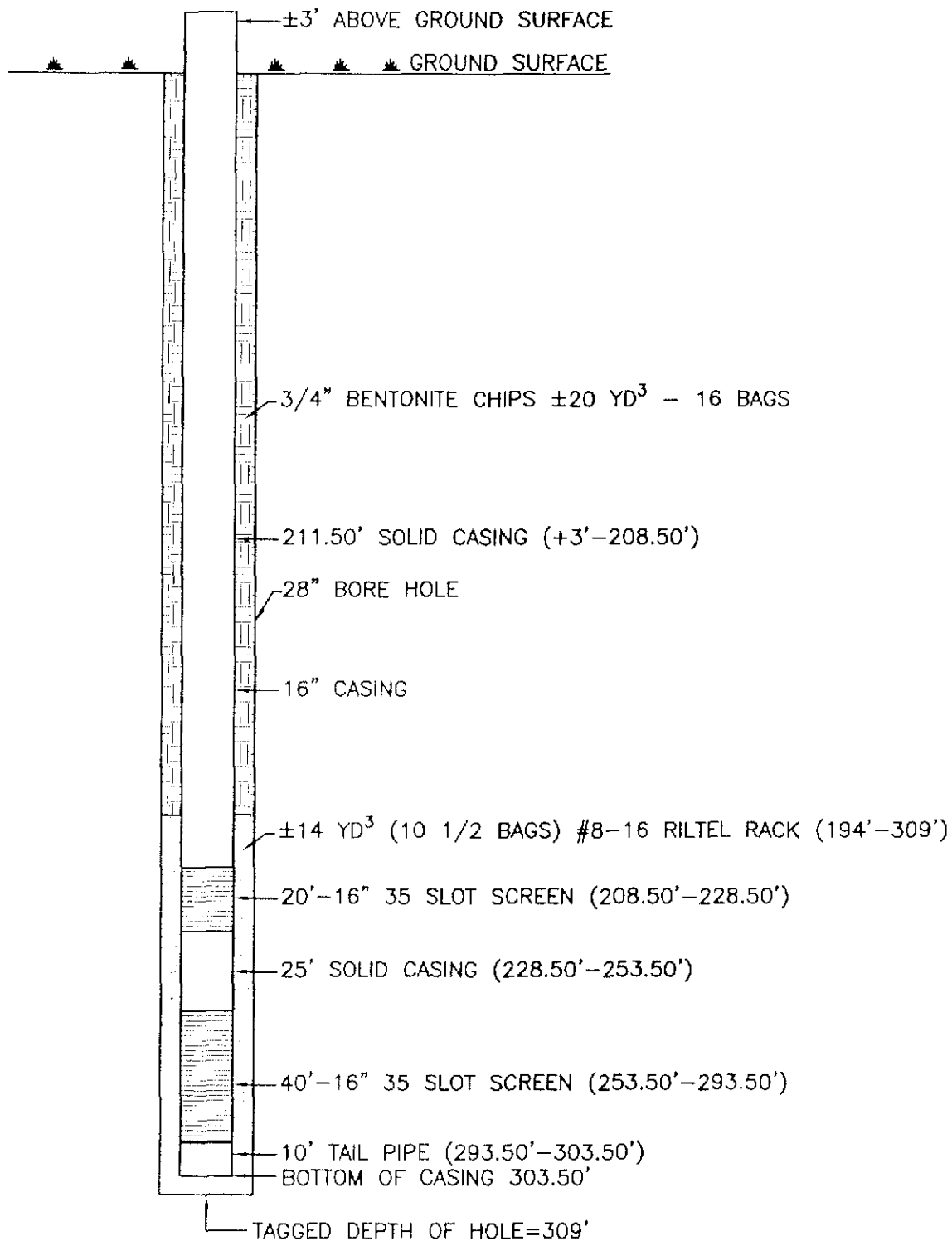
I left the site with the contractor preparing to pour the last bag of bentonite to the surface. See exhibit "A" for a detailed as-built schematic of the well.

The observed construction of the well appeared to be in compliance with the Idaho Department of Water Resources regulations, Division of Environmental Quality requirements, and the project specifications.

Pictures of the construction, casing, and screens are included in the appendix.

Soil samples of the well bore were on site and logged by myself. A summary of the Log is included in the appendix.

On August 09, 2001 a pump test was performed on the well. Zane Johnson, with Pinnacle Engineers was on site to observe the pump test. Static level appeared to be at 17'. A constant discharge test was performed on the well. Zane witnessed the pump test for approximately 3 hours until the contractor had problems with his pump. The pump test was conducted at 1594 gpm and appeared to stabilize at 60' below the surface. A summary of his finding and the contractors' findings are included in the appendix.



EAST CANYON WELL

DRAWN BY:		DATE:		REVISION		
MDH		OCT 3, 2001		MARK	DESCRIPTION	DATE
DESIGNED BY:		CHECKED BY:			1ST LINE	<_____>
<_____>		JGC			2ND LINE	
SHEET:		REF:			1ST LINE	<_____>
<_____>		<_____>			2ND LINE	

PINNACLE

Engineers, Inc.

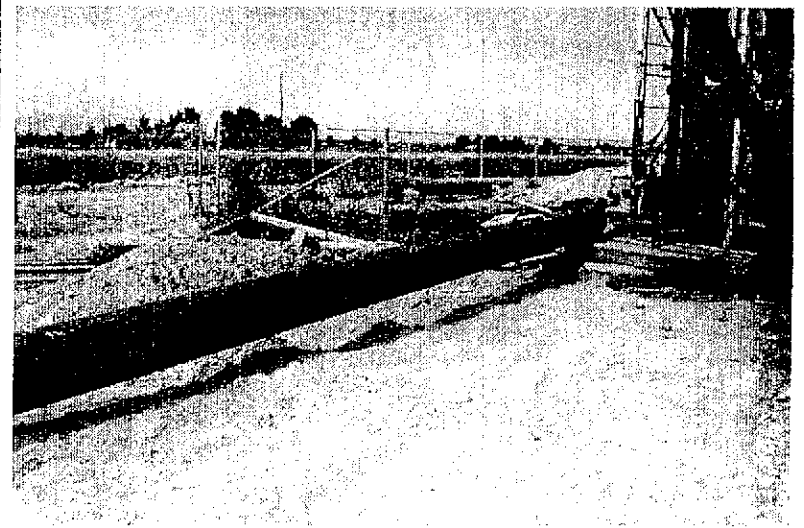
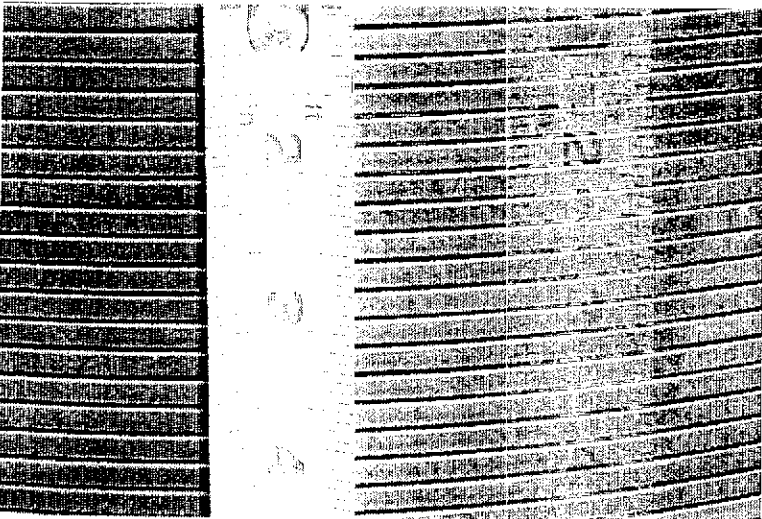
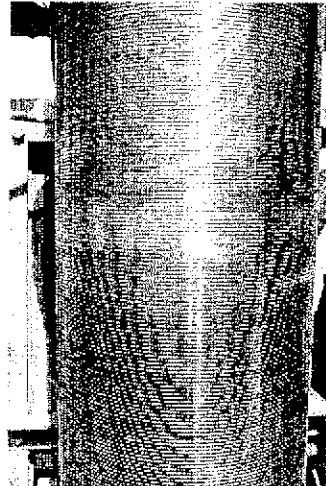
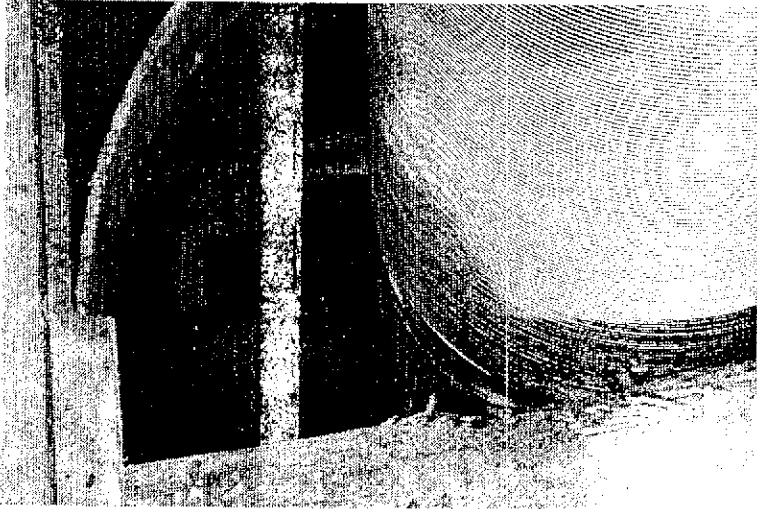
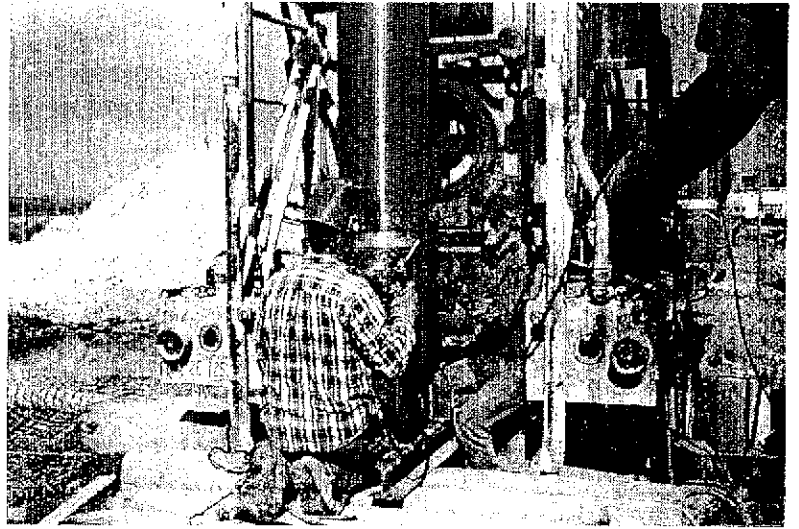
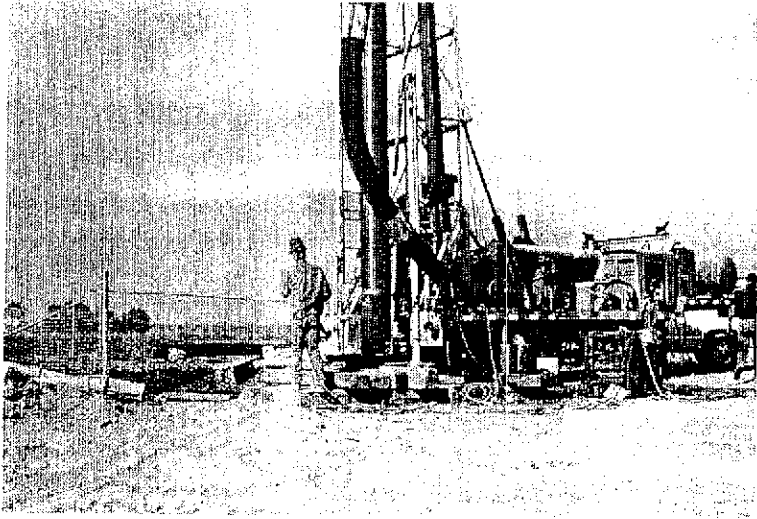
12552 W. Executive Dr., Suite B, Boise, Idaho
83713
(208) 887-7760

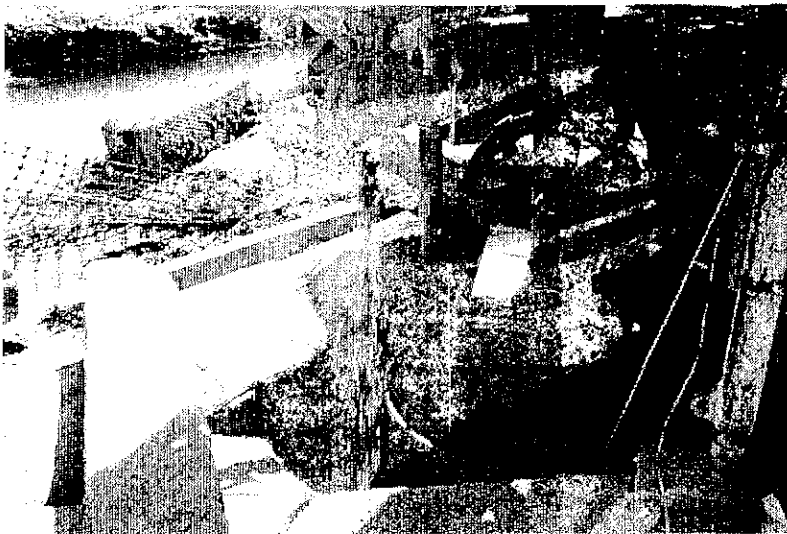
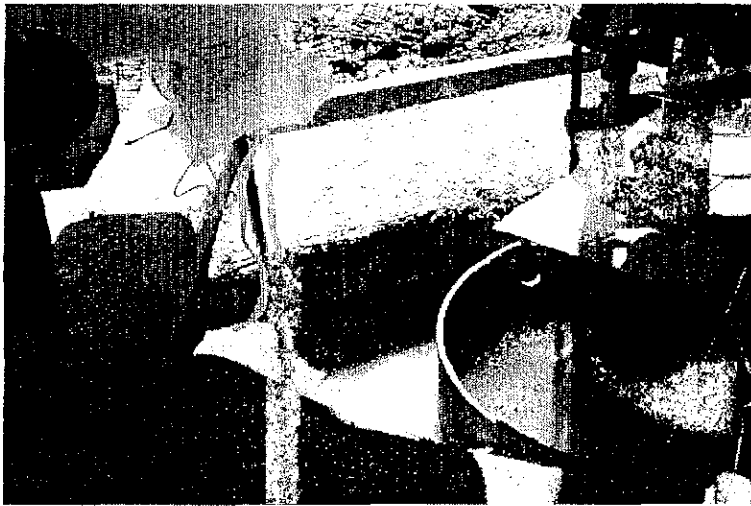
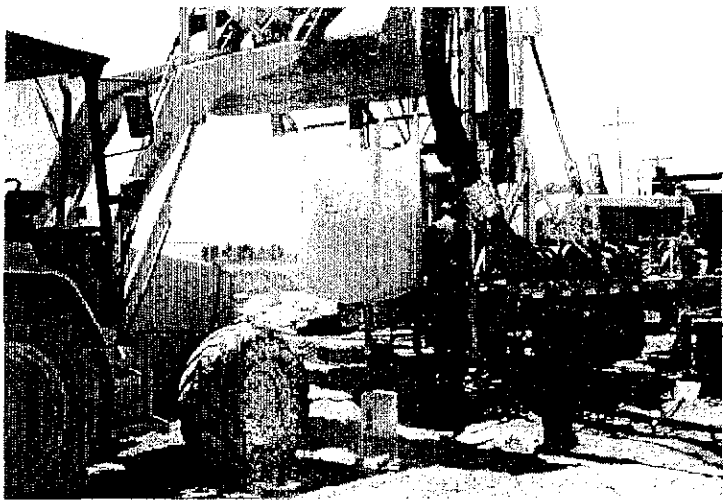
PINNACLE
Engineers, Inc.

12552 W. Executive Dr., Suite B, Boise, Idaho 83713
(208) 887-7760

East Canyon Elementary

10 – 39' Coarse gravel
39 – 60' Brown clay
60 – 70' Sand
70 – 74' Clay
74 – 92' Medium sand, white/brown
92 – 100' Brown clay
100 – 120' Grayish brown clay
120 – 130' Clay with sand brown
130 – 155' Sand
155 – 159' Clay
159 – 170' Sand
170 – 173' Brown clay
173 – 200' Sand med. white/brown
200 – 210' Clay
210 – 233' Medium to coarse sand brown/white
233 – 240' Clay with sand
240 – 260' Clay brown to dark brown
260 – 280' Medium to coarse sand, brown and white
280 – 294' Medium to coarse sand brown and white with a little clay
294 – 305' Clay with a little sand.





East Canyon Well Test

09 Aug 01

Time	Water level	Pump rate GPM
8:20	17' 3 1/2"	1594
8:22	55' 0"	
8:24	55' 3"	
8:26	55' 8"	
:28	55' 11"	
:30	56' 2 1/2"	
:35	57' 0"	
:40	57' 3 1/2"	
:45	57' 6"	
:50	57' 10"	
:55	58' 0"	
9:00	58' 1"	
:10	58' 4"	
:20	58' 8"	
:30	58' 11"	
:40	59' 0"	
:50	59' 7"	
10:00	60' 5"	
:15	60' 1"	
:30	60' 0"	
:45	60' 2"	
11:00	Sheared off bolts to drive line. Test postponed till 10 Aug 01.	
:30		
12:00		

A.H. Zane

10-1000 1-170

Time	Water Level	GPM	RPM	Water Condition	Temp F	"Motor" Amps	Total GPM Pumped	Calculated GPM
10:10	48' 4"	1000	1000	~~clear~~				
:12	48' 5"			clear				
:14	48' 2"							
:19	48' 5"							
:24	48' 4"							
:29	48' 1"							
:34	48' 4"							
:40	48' 1"							
:50	48' 6"							
12:00	58' 5"	1500	1300					
~~0:10~~	58' 10"							
~~0:15~~	59							
:04	59' 6"							
:08	60'							
:10	59' 5"							
:25	60' 1"	1500	1300					
:40	60' 14"							
:55	60' 2 1/2"							
1:10	60' 7"							
:25	60' 9"							
:40								
:55								
2:12	63' 4"	7500	1500					
:14	66'							
:16	66' 5"							
:18	67' 6"							
:20	66' 3"							
:22	66' 4"							
:22	68' 6"							

Tested By: _____ Certified By: _____

SEATIC = 105"

EAST CANYON.

Time	Water Level	GPM	RPM	Water Condition	Temp F	Motor Amps	Total GPM Pumped	Calculated GPM
9:00	45' 9"	1000	900	Dark Brown				
:35	45' 9"		900	Light Brown				
:37	46' 1"							
:39	45' 7"							
:41	46' 10"			Light Brown				
:43	46' 1"							
:45	46' 4"	1000	920	Dark Brown				
:50	46'							
:55	64' 2"	1500	1300	Dark Brown				
:57	64'							
10:00	64' 3"							
:03	64' 5"							
:06	64' 5"							
:10	64' 5"							
:15								
:20								
:25	57' 2"	1500	1300	Dark Brown				
:27	57' 10"							
:29	58' 5 1/2"							
:31	58' 8"	1500	1300	Dark / Little Cloudy				
:35	59' 1"							
:37	58' 8 1/2"							
:40	59' 4"							
:45	59' 7 1/2"							
:50	60' 4"	1800	1500	Dark				
:55	67' 9"	1800	1500	Cloudy No Mat				
11:00	47' 4"	1000	1000					
:06	47' 4 1/2"			Cloudy No-Mat				
:08	47' 8"			Dark				

Tested By: _____

Certified By: _____

8-10-41

9:30 16' static

Time	Water Level	GPM	RPM	Water Condition	Temp F	Motor Amps	Total GPM Pumped	Calculated GPM
9:00	54' 0"	1500						
9:02	54' 1"	1500						
9:04	55' 10"	1500		clear				
9:06	56' 2"							
9:08	56' 7"	1500		clear				
9:10	57' 1"							
9:15	57' 7"							
9:20	57' 8"	1		clear				
9:25	58' 5"							
9:30	59' 5"							
9:40	59' 3"	1500						
9:50	59' 3"							
10:00	59' 2"							
10:14	59' 11"							
10:30	60' 1"	1500						
10:00	60' 8"							
11:30	60' 18"	1500						
12:00	61' 19"	61' 7"						
12:30	61' 11"	1500						
13:00	61' 3"							
13:30	61' 3"	1500		clear				
14:00	61' 3"							
14:30	61' 3"	1500						
15:00	61' 3"							
15:30	61' 3"	1500						
15:35	shut down							

Tested By:

Certified By:

[illegible]

Tested By:

Certified By:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 7, 2003

GEORGE GRANT
ASSISTANT SUPERINTENDENT
VALLIVUE SCHOOL DISTRICT NO. 139
5207 SOUTH MONTANA
CALDWELL ID 83607

RE: LAPSED PERMIT NO. 63-31131

Dear Permit Holder:

The department is in receipt of the proof of beneficial use statement and the license examination fee, which you submitted to the department on February 27, 2003, in connection with the above referenced lapsed permit.

Since the proof was received after the 60-day lapse period, the permit can be reinstated only if you submit the following information for department consideration:

- ▶ **Two (2) pieces of evidence** to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period, i.e. from the time the permit was issued until the proof due date (March 30, 2001 to April 1, 2002); and
- ▶ Reasonable cause why the license examination fee was submitted late.

In order to provide me the necessary evidence, you may submit drilling records, receipts from equipment purchased and/or installed, affidavits by individuals who witnessed the construction and the use of the system during the authorized development period.

The department will maintain the proof of beneficial use for **30-days** to provide you the opportunity to submit the required information. Please be aware that this permit is **lapsed** and is of no force nor effect unless it is reinstated.

Page 2

If you have questions regarding this matter, please feel free to contact me at (208) 327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

C: Western Region
John G. Carpenter

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 63-31131

Reviewed By: dgibson

Date: March 6, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W027219, C067598	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		02/27/2003
Date proof due	-	04/01/2002
Lapse notice sent	-	
No. of days late	=	332
Holiday allowance	+	
Priority date	+	01/05/2001
New priority date	=	02/27/2003

Deficiencies of Actions Items

Proof was filed past the 60-days allowed for reinstatement. Need supporting information for review, before accepting proof. Send out usual letter requesting additional infor. Status is to remain as lapsed until information is received. Database has not been updated.

April 5, 2002

VALLIVUE SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL, ID 83607

LAPSE NOTICE

RE: PERMIT NO. 63-31131

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated January 31, 2002. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

L. Glen Saxton, Chief
Water Allocation Bureau

Enclosures

January 31, 2002

SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL, ID 83607

PROOF DUE NOTICE

RE: PERMIT NO. 63-31131

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 01, 2002. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Admin. Asst.
Water Allocation Bureau

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

March 30, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL ID 83607

RE: Permit No. 63-31131

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

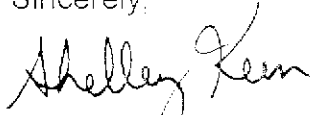
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:kit

Enclosure(s)

CERTIFICATE OF MAILING

I hereby certify that on March 30, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 63-31131

**SCHOOL DISTRICT NO 139
5207 S MONTANA
CALDWELL ID 83607**

**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 3/28/01

No. 63-31131 Name: Shen D. D. Corp. Officers NYA Ad ok Govt Lots

AREA OF CONCERN: No/Yes TVGW Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H-01P-18B-NA
IRR ≤ 5/ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-042-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8

BENEFICIAL USE DUE: 4/01/2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD#)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025-01N-106
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate
or none allowed - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS

COMMENTS Water bearing zone 200-350 ft.

Large file made

PROCESSING

APP. NO. _____

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
Final date for protest 3-19-01
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter: 121,046

See below for additional information

Recommended Date or Priority 12/11/00

Recommended by: Gray

Date: 3/22/01

ADDITIONAL INFORMATION:

63-10161 and Pioneer Irrigation District
Water Overlap Plus PID, 63-10161
is the only significant overlap, but
it is for snow use and irrigation
of 0.1 acres of ground and not fire
protection.

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: DAW DATE: 12-28-00 APPLICATION: 63-31131

App ID# 68826.

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume) Gov't. Lots: NO P/D
- ☒ Period of use: NO P/U
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

yes

ADVERTISE REMARK(S)

(Reviewer identify which remarks)

ADDITIONAL INFORMATION

 T FLAG CHANGED TO P FLAG

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium: *FIA+ PROTECTION CONSIDERED NON-CONSUMPTIVE.*
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply. *FIRE PROTECTION* ~~is~~ *CONSIDERED SELF MITIGATING PER NORM.*
- ☐ immediate = acceptable plan required and submitted.
- ☐ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

DANIEL J. JONES
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States, and at all times
hereinafter mentioned was over the age of eighteen years, and
not a party to the above entitled action.

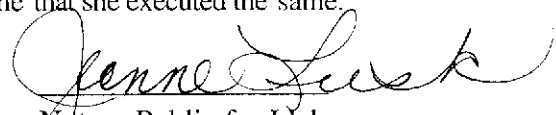
2. That I am the Principal Clerk of the Idaho Press-Tribune, a
daily newspaper published in the City of Nampa and Caldwell,
in the County of Canyon, State of Idaho; that the said
newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Nampa and Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of
the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper two times in the regular and entire
issue of said paper, and was printed in the newspaper proper,
and not in a supplement.

March 1, 8, 2001

STATE OF IDAHO)
County of Canyon)

On 8th day of March in the year of 2001 before
me a Notary Public, personally appeared. Daniel J. Jones,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and
acknowledge to me that she executed the same.


Notary Public for Idaho
Residing at Nampa
My Commission expires June 21st, 2003

LEGAL NOTICE

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

63-31131

SCHOOL DISTRICT NUMBER, 139

5207 SOUTH MONTANA

CALDWELL ID 83607

Point(s) of Diversion NWSW

S34 T04N R02W CANYON County

Source: GROUND WATER

Use: FIRE PROTECTION

01/01 To 12/31 1 CFS

Total Diversion: 1 CFS

Date Filed: 01/05/2001

Place Of Use: FIRE PROTECTION

T04N R02W S34 NWSW

Remark: Water bearing zone to be
appropriated is from 200 feet to 350
feet.

Permits will be subject to all prior
water rights. Protests may be sub-
mitted 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 pro-
test fee of \$25.00 for each applica-
tion on or before 03/19/2001. The
protestant must also send a copy of
the protest to the applicant.

KARL J DREHER, Director

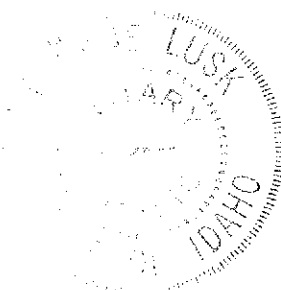
March 1, 8, 2001

2804

RECEIVED

MAR 12 2001

WATER RESOURCES
WESTERN REGION





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

February 23, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREIER
Director

Legal Notice Department

Press-Tribune

PO Box 9399

Nampa ID 83652

RE: Applications for Permit Nos. 63-12607, 63-31131, 63-31132, 63-31129

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 03/19/2001. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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

63-31131

SCHOOL DISTRICT NUMBER 139
5207 SOUTH MONTANA
CALDWELL ID 83607

Point(s) of Diversion NWSW S34 T04N R02W CANYON County Source GROUND WATER

Use: FIRE PROTECTION 01/01 To 12/31 1 CFS

Total Diversion: 1 CFS

Date Filed: 01/05/2001

Place Of Use: FIRE PROTECTION

T04N R02W S34 NWSW

Remark: Water bearing zone to be appropriated is from 200 feet to 350 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 03/19/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on March 1 and 8, 2001