

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 87-10029

Priority: February 25, 2004

Maximum Diversion Rate: 0.20 CFS

This is to certify, that **STEPHEN BERRY**
20296 CLEARWATER DR
LEWISTON ID 83501

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>
DOMESTIC	01/01 to 12/31	0.20 CFS
IRRIGATION	03/15 to 10/31	0.20 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NE¼SW¼	Sec. 5, Twp 39N, Rge 05W, B.M., LATAH County
GROUND WATER	NE¼SW¼	Sec. 5, Twp 39N, Rge 05W, B.M., LATAH County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
39N 05W 5									X	X							

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
39N 05W 5									5.0		5.0						10.0

Total Acres: 10

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2005**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Domestic use is for 3 homes and 58 mobile homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
5. Place of use is located within Bel Air Mobile Park.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

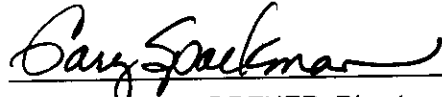
State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 87-10029

7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 7th day of September, 2004.


KARL J DREHER, Director

10-22-02

RECEIVED

FORM 202
12/99

AUG 25 2004

Ident. No. 87-10029

RECEIVED

AUG 28 2004

DEPARTMENT OF
WATER RESOURCES
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

OCT 22 2002

IDWR/North

Department of Water Resources

1. Name of Applicant Stephen Berry Phone (208) 843-2401
 Mailing address 20296 Clearwater Dr. Lewiston, ID. 83501
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is Township 39N Range SW Sec. 5, in the _____ 1/4,
NE 1/4, SW 1/4, Govt. Lot _____, B.M., CATAH County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.20 cfs for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
 (cfs or acre-feet per annum)

Amount 0.20 cfs for IRRIGATION purposes from 3-15 to 10-31 (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)

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

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

6. Proposed diverting works:
- 2 wells (#1 - 6" well, 175' w/ 2 hp pump) (#2 - 8" well, 178' w/ 2 hp pump)

a. Describe type and size of devices used to divert water from the source 2 pumps as aboveb. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feetc. Proposed well diameter is 6" inches; proposed depth of well is 175' feetd. Is ground water with a temperature of greater than 85°F being sought? NOe. If well is already drilled, when? #1 7/69; Drilling firm: Burns & WittWell was drilled for (well owner) _____; Drilling Permit No. 87-69-N-7
87-92-N-21

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

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

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 58 mobile homes, 3 framed homes

e. Other; describe fully. _____

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	
39N	5W	5									5	5							10
											D	D							

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. 87-7144

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- 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: Legal Description: 5 acre Tax # 631 N.W. S.W., 4.27 Acre
Tax # 631 N.E. S.W. 1.18 Acre Tax # 4811, N.W. S.W. Sec 5 T.S. 39N
Range 5 West

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.

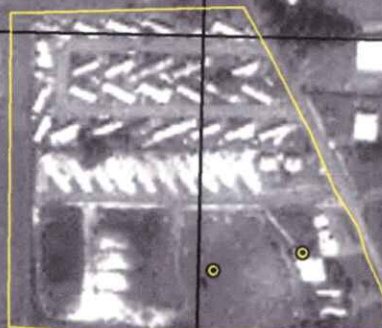
Received by [Signature] Date 10/22/02 Time 120P Preliminary check by [Signature] Date 10/22/02
 Fee \$ 100.00 Received by [Signature] # N015340
 Publication prepared by [Signature] Date 2/27/04 Published in Idaho Falls Daily News 3/4/04
 Publication approved [Signature] Date 3/23/04

RECEIVED

OCT 22 2002

IDWH/Noth

T39N R5W
Section 5



RECEIVED

OCT 22 2002

IDWFW/North



**NOW
STARTING
RIGHT
SIDE OF
FILE**



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

September 7, 2004

STEPHEN BERRY
20296 CLEARWATER DR
LEWISTON ID 83501

RE: Permit No. 87-10029

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.

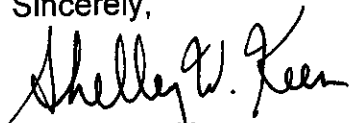
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should 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 black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

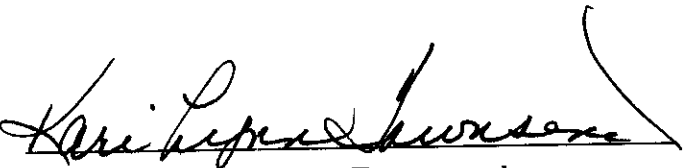
CERTIFICATE OF SERVICE

I hereby certify that on September 7, 2004 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.

87-10029

**STEPHEN BERRY
20296 CLEARWATER DR
LEWISTON ID 83501**



**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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 Water Resource 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.

Comment Report

87-10029

1. dball 2/26/2004 Legal Notice Remarks

Comment: Domestic use is for 3 homes and 58 mobile homes.

2. kwalker 9/2/2004 9:05:58 AM Special Administration Area Notes

Comment: Special Administration Areas : Pullman-Moscow (Interagency Agreement)

Exempt: Y

Reason: PBAC compliance

Doc Attached: Committee Meeting minutes of 7/15/2004

Explanation:

3. kwalker 9/2/2004 Permit Review

Comment: Recommend approval. Rt. holder will need to comply with DEQ requirements per e-mail to Bob Haynes included in file.



Palouse Basin Aquifer Committee

UNIVERSITY OF IDAHO P.O. BOX 443011
 MOSCOW, ID. 83844-3011
 PHONE: (208) 885-4569 FAX: (208) 885-6431
 pbac@uidaho.edu www.uidaho.edu/pbac

RECEIVED

AUG 25 2004

DEPARTMENT OF
WATER RESOURCES

DRAFT JULY 15, 2004 MEETING MINUTES

PULLMAN CITY HALL, EAST END MEETING ROOM

MEMBERS ATTENDANCE

x	UI: Michael Holthaus, Water Systems Coordinator		WSU: Joe Kline, Construction Engineer
	UI: Ken White, Director, Facilities Maintenance and Operations	X	WSU: Rob Corcoran, (Chair), Assistant Director, Arch., Engr & Const Services
	Moscow: Tom Scallorn, (Vice Chair), Water Dept. Superintendent	x	Pullman: Mark Workman, Director Public Works
	Moscow: Peg Hamlett, City Council Member		Pullman: Art Garro, Maintenance & Operations Superintendent
X	Moscow: Les MacDonald, Director Public Works	X	Pullman: Barney Waldrop, City Council Member
	Latah County: Tom Townsend, Citizen and Latah County Representative		Whitman County: Mark Storey, County Engineer
	Latah County: Tom Stroschein, County Commissioner		Whitman County:
	Colfax: Emily Adams: City Administrator	X	Colfax: Andy Rogers: Public Works Supervisor

VISITORS: John Burl*, WSU; Nancy Chaney, Moscow City Council; Keven Gardes, Deputy Public Works Director for City of Pullman; Kent Keller, WSU; Cheryl Morgan, Pullman Property Owner WRIA 34 PU; Bob Haynes, CDA Regional Manager IDWR.

- Approval of the June 24, 2004 Meeting Minutes:** Rob Corcoran, the PBAC Chair called the meeting to order at 2:35pm. The minutes of the June 24, 2004 meeting were amended, items 2 and 3. Minutes were approved unanimously. (impt amendments are listed, minor or grammatical amendments are approved "with minor or grammatical amendments".
- Water Right Applications – Bob Haynes, the IDWR regional manager, presented two applications asking for increases in existing water rights that are in the shallow aquifer in the vicinity of Moscow.** According to the agreement between PBAC and the State of Idaho PBAC needs to assure the State that any non-exempt water right applications or changes in

application are consistent with the Plan for the Palouse Basin. Since both requests are for small increases in pumping from the shallow aquifer, which is being recharged in excess of current pumping and without any known adverse side effects, both requests are acceptable according to the PBAC Plan of management for the Palouse Basin. Christopher Reisenauer, at 3240 Mountain View Road - located about 1 mile north of Moscow, is asking for a permit expansion to include the irrigation of one more acre than his current permit would allow. His well is a 173 ft deep in the shallow aquifer and produces 12gpm, which is about a fourth of what he is asking for. It was moved to approve the increase in his water right. The motion passed unanimously.

The second application was submitted by Mr. Steven Berry, who owns Bel-Air Mobile Park at 1751 North Polk Extension. He needs to expand his water right to legally cover all the existing mobile home and irrigation uses. Two wells exist on his property and he is currently pumping these wells at capacity. He is asking that the water right be increased to 0.2 cfs. The ground water is supplying domestic water to 58 mobile homes and 3 frame homes and irrigation to two five acre tracts within the Moscow city limits. Kirkland talked with Mr. Berry and he has requested hook up to the City of Moscow water system as soon as possible since his wells are at capacity during irrigation season. Les MacDonald requested that a decision on this application be postponed for one month to see what the feasibility is for hooking the Bel-Air Mobile Park up to the City of Moscow water system. Bob Haynes said a decision is needed now because the current water right is out of compliance. The question asked of the committee is whether it is in conflict with the Palouse Basin Plan. PBAC is supposed to make sure water usage is in the public's best interest. A motion recognizing that the change in Steven Berry's water right application for the Bel-Air Mobile Park was in compliance with the PBAC water management Plan for the Palouse Basin was approved.

3. **Progress Report on PBAC GIS Data Base and Information Management – Farida Leek:**
Ms. Leek, who is a doctoral student at WSU, is compiling the GIS database for PBAC under the supervision of Professor Joan Wu. Her Power Point presentation to PBAC was entitled *"Developing a Hydrogeology Database for Palouse Basin Aquifer."* The Washington and Idaho. Ground water is the sole water supply source for the Pullman-Moscow area. This area has undergone water level decline of 1-2 ft/yr in the past 100 years. Previous studies have yielded different predictions and are inconsistent with current field observations. Objectives: to characterize the hydrogeology of the PBA system, to develop GIS database, and to eventually perform ground-water flow modeling. PBA is divided into four vertical geologic zones. Graph displays water levels over an 80 year period (1923-2003). It shows that Grande Ronde is dropping yearly, while Wanapum and Palouse Loess are stable. Developing a GIS database is important for future predictions. Creating a GIS database will include topography and land use, stream network, soil and geology and aquifer and wells. Various types of maps give useful information for predicting water levels. Other maps show cross sections of the aquifers that include water levels, significant wells that have been drilled. Information shows that Moscow and Pullman have similar water levels and they are connected. There appear to be geological barriers to the northwest and the southwest. Ms. Leek demonstrated how to access the GIS and the reference manager. Larry stated that PBAC would be getting GIS and RM so that other people could access this

information. Current and future efforts include building RM database, include many more wells in the GIS database, GIS spatial analysis and continue to develop hydrogeologic cross sections. Questions were raised about public access – if the proper program is any computer then the information can be accessed. Discussion of how the basalt that makes up the Grande Ronde flows shows that there is a slight blockage between Moscow/Pullman area and Colfax area. Question of age dating in the Colfax areas show that the area is similar to Pullman.

4. **Request to Purchase 12 additional Loggers:** The new budget sheet was discussed see item below. Amount requested is \$10,000. This is so that we don't have to move the logger around so much. The cost is \$750-\$850 per logger. These loggers would be for the shallow aquifer. Motion to purchase the loggers, and the motion passes.
5. **Reports and Announcements**
 - a. **Status of IDWR Order regarding Idaho Portion of Palouse Basin – (1)** A draft is being put together that is being looked at by the legal staff. A coalition of groups from the Moscow area have asked the director of water resources for several things. They have asked that the Grande Ronde be classified as a critical groundwater area and Wanapum be considered a groundwater management area.
 - b. **Naylor Farm Intervener hearing on June 25, 2004: (2)** The purpose of the conference was to explore for any grounds of compromise between Naylor farms and Latah County and Whitman County. It is to come to some kind of an agreement so that all parties are satisfied with the decision and the issue can move forward. Lois Blackburn and Kelly Moore expressed concern regarding impact on other community members. September 26, 2004 is the final date for both parties to come to an arrangement.
 - c. **Golder Associations Project Review for Idaho Interim Nat. Res. Leg Comm: (3)** \$1320.00 to do the review that was asked for. To do an outside review on the projects that were to be submitted to legislation.
 - d. **Memorandums of Agreement:** Kirkland stated that there was a change in how the money was spent. These were three, two year projects and PBAC authorized an expenditure of \$36,558 for the Gravity project, \$31,570 for the Shallow Aquifer and \$30,870 for the Deep Aquifer projects for a total of \$99,000. It was requested to have a final okay before they were finished. Approval is requested by Larry Kirkland. Motion to approve, no discussion. Motion is approved.
 - e. **The changes that were asked for have been changed.**

6. **NEW BUSINESS:** Pullman passed new water and sewer rates. Moscow's annual Consumer Confidence Report went out this month.

7. **NEXT MEETING DATE**

Thursday, August 19, 2004 at 2:30 pm

UNIVERSITY OF IDAHO FACILITIES MANAGEMENT

The meeting was adjourned by consensus.

Respectfully Submitted,

Larry Kirkland

Note: these minutes are submitted in draft form and have not yet been approved by the Committee.

Haynes, Bob

From: THOMAS MOORE [TMOORE@DEQ.STATE.ID.US]
Sent: Monday, July 26, 2004 9:00 AM
To: bhaynes@idwr.state.id.us
Cc: ANGIE PETERSEN; JERRY SHAFFER; KERBY COLE
Subject: Stephen Berry Water Right Application

Bob, per our conversation, the water right application appears to be made by the owner of Bel Air Mobile Home Park. The Park is a public water system, and any improvements, including a new well, would have to be designed by a licensed engineer and approved by DEQ prior to construction.

Thanks for asking for our input.

Tom M.

Thomas Moore, P.E.
Engineering Manager
Department of Environmental Quality
Lewiston Regional Office
(208) 799-4370
tmoore@deq.state.id.us

9/2/2004

Idaho Dept. of Water Resources
Place of Use Comparison Report

Page1

[illegible]

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 Steve Berrey

Address Moscow, ID

Drilling Permit No. 87-92-N-21

Water Right Permit No. _____

2. NATURE OF WORK

☒ New well

☐ Deepened

☐ Replacement

☐ Well diameter increase

☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☒ Domestic

☐ Irrigation

☐ Test

☐ Municipal

☐ Industrial

☐ Stock

☐ Waste Disposal or Injection

☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary

☒ Air

☐ Hydraulic

☐ Reverse rotary

☐ Cable

☐ Dug

☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness

Diameter

From

To

164 inches

8 inches

1 feet

129 feet

_____ inches

_____ inches

_____ feet

_____ feet

_____ inches

_____ inches

_____ feet

_____ feet

_____ inches

_____ inches

_____ feet

_____ feet

Was casing drive shoe used?

☒ Yes

☐ No

Was a packer or seal used?

☐ Yes

☒ No

Perforated?

☐ Yes

☒ No

How perforated?

☐ Factory

☐ Knife

☐ Torch

☐ Gun

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 _____

Type

Model No.

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed?

☐ Yes

☒ No

☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 129

Material used in seal:

☐ Cement grout

☒ Bentonite

☐ Puddling clay

☐ _____

Sealing procedure used:

☐ Slurry pit

☐ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing:

☐ Threaded

☒ Welded

☐ Solvent Weld

☐ Cemented between strata

Describe access port _____

7. WATER LEVEL

Static water level 148 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 _____

Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump

☐ Bailer

☒ Air

☐ Other _____

Discharge G.P.M.

Pumping Level

Hours Pumped

approx 60

9. LITHOLOGIC LOG

Bore Diam.

Depth

Material

Water

From

To

Yes

No

8

0

124

overburden

☒

8

124

133

basalt, firm

☒

8

133

156

soft basalt

☒

8

156

160

Fract. basalt

☒

8

160

166

basalt, firm

☒

8

166

178

Fract. basalt

☒

☐

10.

Work started 6/18/92 finished 6/21/92

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

Subdivision Name _____

Lot No. _____ Block No. _____

County Latah

NE 1/4 SW 1/4 Sec. 5, T. 39 N ☒ E ☐ S ☐ R. 5 W ☒

11. DRILLERS CERTIFICATION

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

Firm Name Witt Well Drilling Firm No. _____

Address 2019 Powers Lew Date 9/18/92

Signed by (Firm Official) Earl L. Witt

and (Operator) Roger Witt

Walker, Kay

From: Walker, Kay
Sent: Tuesday, April 13, 2004 4:48 PM
To: Beardslee, Allen
Cc: Walker, Kay
Subject: Applications for Permit that we discussed 4/12/2004

Hi, Al.

Pursuant to our telephone conversation yesterday, I am listing the applications that you have forwarded down to me that need additional information. Thank you very much for offering to work on these!! The applications are listed below, with the reasons for additional information, in case you lost your notes again.

84-12143 - Robert Lee - Located within Salmon-Clearwater Moratorium area. Application is for surface water for use in 2 ponds at 8.0 af, domestic use for 4 homes and stockwater use - Shelley reminded me that we are moving away from the 1/2 acre limit for ponds that can be authorized under the moratorium. See Application Processing Memorandum #67, page 4, that discusses ponds under domestic exemptions. I know how much you like to read rules so I am attaching memo #67 and the pond spreadsheet for your convenience.

83-11937 - Falls within Salmon-Clearwater Moratorium area. The spring is tributary to sinks but we still need to make sure the diversion will not affect fish migration. You were going to pursue something that details the Swift's plans regarding protection of the fish.

86-11906 - Falls within Salmon-Clearwater Moratorium area. Intends to irrigate 2 acres, wildlife, stockwater and domestic purposes from an unnamed stream trib. to Potlatch River. I believe you were going to contact Mr. Hammond to see if he would drop his irrigation use so we could process the application.

84-12146 - Falls within Salmon-Clearwater Moratorium area. This application claims a pre-87 development but we don't have anything to document that development. You were going to request documentation that provides evidence of the pre-87 development from this spring.

87-10028 and 87-10029 - Pullman-Moscow area. Need to show coordination with Washington Dept. of Ecology and the Pullman-Moscow Resources Committee. You told me that this was to be brought up at one of the meetings and then I would get some comments from Bob Haynes.

I am going to file these applications in our call-up drawer for 30 days. If I don't hear from you by then I am going to send the files back to you to **file in your moratorium hold drawer**. My office is getting so full of files I am afraid I will get lost in here and never get out. Thanks again for helping with these. I am sure going to miss you when you move over to the well construction section... Kay



App Process 67.pdf App Process 67.xls

Walker, Kay

From: Walker, Kay
Sent: Monday, April 12, 2004 10:17 AM
To: Beardslee, Allen
Cc: Walker, Kay
Subject: Application for Permit 87-10029

Hi, Al... After we talked about the other application this morning (87-10028) I found another application within the Pullman-Moscow Area. This one is 87-10029. Irrigation of 10 acres and domestic use for 58 mobile homes and 3 framed homes. Could you please get me something that shows that coordination between Washington Dept. of Ecology and the Pullman-Moscow Resources Committee has been done? I am going to hold this application until I hear from you. Thanks. Kay



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 23, 2004

STEPHEN BERRY
20296N CLEARWATER DR
LEWISTON ID 83501

RE: APPLICATION FOR PERMIT NO. 87-10029

Dear Mr. Berry:

We have completed the publication process with regard to your above referenced water right application. No protests were filed against your application.

Before we can complete processing this application, we will need to have a check from you in the amount of \$165.00 in order to upgrade your well from a single-family domestic usage to irrigation and multiple home usages.

Please send these funds within the next 10 days so that we may complete the processing necessary to forward the application to our State Office for issuance of the permit.

If you have any questions, please do not hesitate to call Mr. Beardslee or me at this office.

Sincerely,

A handwritten signature in cursive script that reads "Dianne Ball".

Dianne Ball
Administrative Assistant

**Affidavit of
Publication**

STATE OF IDAHO
County of Latah ss

Lorraine Hudson
Legal Clerk

being first duly sworn, on oath deposes and says:

That she is the printer of Moscow-Pullman Daily News, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto: that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following dates:

March 4, 11,
2004

the same being the date designated for the publication of said notice.

Lorraine Hudson

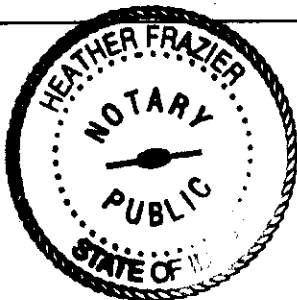
this 11 day of March
in the year of 2004, before a Notary Public, personally appeared _____

Lorraine Hudson

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 acknowledged to me that he executed the same.

Heather Frazier

Notary Public for Idaho
Residing at Moscow, Idaho
My Commission expires
10/02/07



RECEIVED

MAR 23 2004

ILWR/North

87-10029

STEPHEN BERRY
20296 CLEARWATER DR
LEWISTON ID 83501

Point(s) of Diversion NESW
S5 T39N R05W LATAH County
Source GROUND WATER
Use: IRRIGATION 03/15 To
11/15 0.2 CFS
Use: DOMESTIC 01/01 To
12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 02/25/2004

Place Of Use: IRRIGATION
T39N R05W S5 NESW NWSW

Number of Acres 10

Place Of Use: DOMESTIC
same as IRRIGATION

Remark: Domestic use is for 3
homes and 58 mobile homes.

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, Northern
Region, 1910 Northwest Blvd,
Suite 210, Coeur D' Alene ID
83814 together with a protest fee
of \$25.00 for each application on
or before 03/22/2004. The
protestant must also send a copy
of the protest to the applicant.

KARL J DREHER, Director
March 4, 11, 2004

PUBLIC NOTICE

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

87-10028

CHRISTOPHER SCOTT
REISENAUER

3240 MOUNTAIN VIEW RD
MOSCOW ID 83843

Point(s) of Diversion L3
(NWNE) S33 T40N R05W
LATAH County

Source GROUND WATER

Use: IRRIGATION 03/15 To
11/15 0.03 CFS

Use: DOMESTIC 01/01 To
12/31 0.04 CFS

Total Diversion: 0.07 CFS

Date Filed: 09/22/2003

Place Of Use: IRRIGATION
T40N R05W S33 NWNE Lot 3

Number of Acres 1

Place Of Use: DOMESTIC
same as IRRIGATION

Remark: Domestic use is for 1
home.

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE ID 83814
Phone 208-769-1450 - FAX 208-769-1454**

February 27, 2004

LORRAINE HUDSON
LEGAL NOTICE DEPARTMENT
MOSCOW-PULLMAN DAILY NEWS
PO BOX 8187
MOSCOW ID 83843

e-mailed to Lorraine at legals@dnews.com

RE: Application for Permit No. 87-10028 and 87-10029

Dear Lorraine:

Following this "cover letter" you will find a legal notice which we wish to have published in your newspaper on the dates indicated. March 4 and 11, 2004, (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 03/22/2004. Your cooperation is GREATLY appreciated, as always.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

Ball, Dianne

From: Ball, Dianne
Sent: Friday, February 27, 2004 10:27 AM
To: Legal Notices-MoscowPullmanDailyNews (E-mail)
Subject: Legal notice for publication on March 4 and 11, 2004

Good morning, Lorraine.

Following is a letter requesting publication of a legal notice on March 4 and 11, 2004. The legal notice follows the letter.

If you have ANY questions about this, please give me a call at 208-769-1450.

Also, we ask that you **please provide a proof copy prior to publication.**

Thank you very much. It's always a pleasure to work with you.

Dianne

Dianne Ball, Administrative Assistant
 Idaho Department of Water Resources
 1910 Northwest Blvd., Suite 210
 Coeur d'Alene, ID 83814
 Phone 208-769-1450 FAX 208-769-1454

~~~~~

**DEPARTMENT OF WATER RESOURCES  
 1910 NORTHWEST BLVD. SUITE 210  
 COEUR D'ALENE ID 83814  
 Phone 208-769-1450 - FAX 208-769-1454**

February 27, 2004

**--PLEASE FAX A PROOF COPY PRIOR TO PUBLICATION--**

**LORRAINE HUDSON  
 LEGAL NOTICE DEPARTMENT  
 MOSCOW-PULLMAN DAILY NEWS  
 PO BOX 8187  
 MOSCOW ID 83843**

e-mailed to Lorraine at [legals@dnnews.com](mailto:legals@dnnews.com)

RE: Application for Permit No. 87-10028 and 87-10029

**Dear Lorraine:**

Following this "cover letter" you will find a legal notice which we wish to have published in your newspaper on the dates indicated. March 4 and 11, 2004, (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 03/22/2004. Your cooperation is GREATLY appreciated, as always.

Sincerely

2/27/2004

*Dianne*

Dianne Ball  
Administrative Assistant

~~~~~

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

87-10028

CHRISTOPHER SCOTT REISENAUER
3240 MOUNTAIN VIEW RD
MOSCOW ID 83843

Point(s) of Diversion L3 (NWNE) S33 T40N R05W LATAH County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.03 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.07 CFS

Date Filed: 09/22/2003

Place Of Use: IRRIGATION T40N R05W S33 NWNE Lot 3

Number of Acres 1

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 1 home.

87-10029

STEPHEN BERRY
20296 CLEARWATER DR
LEWISTON ID 83501

Point(s) of Diversion NESW S5 T39N R05W LATAH County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.2 CFS

Use: DOMESTIC 01/01 To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 02/25/2004

Place Of Use: IRRIGATION T39N R05W S5 NESW NWSW

Number of Acres 10

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 3 homes and 58 mobile homes.

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, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 03/22/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on March 4 and 11, 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

February 27, 2004

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN BERRY
20296 CLEARWATER DR
LEWISTON ID 83501

RE: Application for Permit No 87-10029

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Moscow Pullman Daily News on March 4 and 11, 2004. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Preliminary review of the application indicates that an upgrade fee will be required following publication, before we are able to complete the processing of your application. This will need to be submitted within 30 days of the date of this letter. Failure to submit the required information within the time period allowed may be cause for the Department to void the application. The Department may grant an extension of time to submit the information upon written request and a showing of good cause.

Please feel free to contact this office if you have any questions.

Sincerely,

Allen Beardslee
Senior Water Resource Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED
FEB 25 2004
IDWR/North

February 3, 2004

Mr. Stephan Berry
20296 Clearwater Dr
Lewiston ID 83501

RE: Returning Application for Permit for additional information

We are writing to return your Application for Permit as it is currently unacceptable.

As we discussed on the phone, you will need to sign this application to make it acceptable.

Please call me at (208) 769-1450 at your convenience to discuss the option of filing this application for "Municipal" uses. I understand that you will be out of town for some time.

I will be happy to help you when you call.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent