

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 15-07256

Priority: December 17, 2003

Maximum Diversion Rate: 2.18 CFS

This is to certify, that THOMAS G THOMAS And/Or JEFFERY J THOMAS
2705 W 2000 N
MALAD CITY ID 83252

have 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>
IRRIGATION	04/01 to 10/31	2.18 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NW¼NW¼NE¼ Sec. 24, Twp 14S, Rge 35E, B.M., ONEIDA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 35E 24		33.0	37.0										20.0	19.0			109.0

Total Acres: 109

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2007**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 382.0 af at the field headgate for the lands above.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

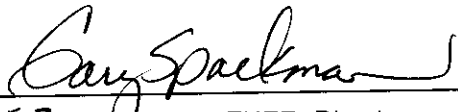
State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 15-07256

8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 27th day of September, 2005.


For KARL J DREHER, Director

RECEIVED

FEB 17 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Thomas G. Jeffery J. Thomas Phone ⁽²⁰⁸⁾ 766 2765
 Mailing address 2705 W 2000 N Malad City ID 83252
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is Township 14S Range 35E Sec. 24, in the NW 1/4,
NW 1/4, NE 1/4, Govt. Lot _____, B.M., Oneida County;
 additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 2.18 cfs for IRRIGATION purposes from 4/1 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.18 cfs and/or (b) _____
 cubic feet per second acre feet per annum
6. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source well pump mainline do
laterals with sprinklers
 b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet
 c. Proposed well diameter is 20 inches; proposed depth of well is 400 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) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 2 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.
 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	
14 S	35 E	24		33	37										20	19			109

Total number of acres to be irrigated 109

10. Describe any other water rights used for the same purposes as described above. St John IRR Shores

11. a. Who owns the property at the point of diversion? APPLICANTS

b. Who owns the land to be irrigated or place of use? LI

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

12. Remarks: _____

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.


 Signature of Applicant (and title, if applicable)

Received by KCW Date 12/17/03 Time 1620 hrs Preliminary check by Dennis M. Jensen
 Fee \$ 330^{CE} Received by KCW # E0294281 Date 12/17/03
 Publication prepared by PC Date 1/15 A 1/22/04 Published in ID Enterprise
 Publication approved SC Date 2/9/04

R35E

R36E

13

18

POINT OF
DIVERSION

T

14

S

19

24

PLACE OF
USE

Thomas G or Jeffrey J. Thomas
App for Permit

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 28, 2005

THOMAS G THOMAS
JEFFERY J THOMAS
2705 W 2000 N
MALAD CITY ID 83252

RE: Permit No. 15-7256

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

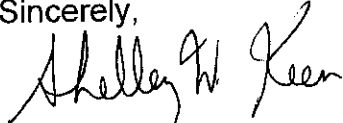
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 208-287-4947.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive, flowing style.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

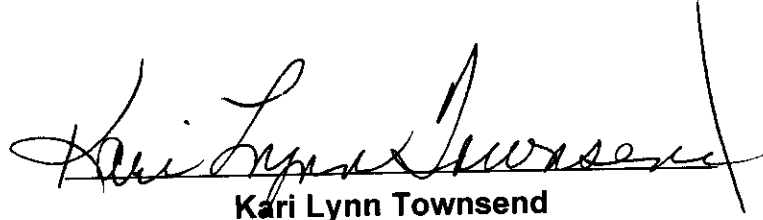
CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2005 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.

15-7256

**THOMAS G THOMAS
JEFFERY J THOMAS
2705 W 2000 N
MALAD CITY ID 83252**

A handwritten signature in black ink, reading "Kari Lynn Townsend", written over a horizontal line.

**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.

Memo

RECEIVED

SEP 21 2005

Department of Water Resources

To: File 15-7256 *DMD*
From: Dennis M. Dunn/ Roger Warner

RE: Pump Test

Roger Warner and I have read and discussed the 12 July 2005 pump test report prepared by Tom Wood for Application 15-7256.

We agree with Mr. Woods's methodology and conclusions.

Mr. Thomas' well is constructed in a deeper aquifer than the surrounding wells. The depth and construction of the well has isolated the upper aquifer from the impacts generated by Mr. Thomas' well.

The surrounding landowners will not have their water rights injured by the pumping of Mr. Thomas' well.

Comment Report

15-7256

1. kwalker 7/19/2005 Permit Review

Comment: Application does not fall within any problem areas. There is a partial overlap of surface water on this property. Applicant has submitted technical evidence to show that pumping of this well would not injure other water rights. Recommend approval.

SPACKMAN

Clearwater Geosciences, LLP

Tom Wood
Clearwater Geosciences, LLP
1818 East 49th South
Idaho Falls, ID 83404
Ph. (208) 589-5555

RECEIVED

DEPARTMENT OF
WATER RESOURCES

Idaho Department of Water Resources
Mr. Gary Spackman
P.O. Box 83720
322 E. Front St.
Boise, ID 83720-0098

July 12, 2005

RE: Application to appropriate water no. 15-7256

Dear Mr. Spackman,

This letter and the attached report has been prepared in response to your letter dated March 2004 to Mr. Thomas G. Thomas and Mr. Jeffrey J. Thomas regarding the application to appropriate water no. 15-7256. In the letter, IDWR requested technical evidence to show that pumping of the newly installed well at a rate of 2.18 cfs will not injure other water rights. I conducted a four-day pumping test of the new well while collecting water level measurements at nine surrounding wells from June 18 through 25, 2005.

As the data and analysis demonstrate in the attached report, pumping of the new irrigation well did not change the water levels in the observation wells. This is apparently due to the relatively deep completion of the new Thomas Irrigation well. In addition, calculation of drawdown using the Theis Equation for 120 days of pumping at 1000 gpm shows that drawdown is predicted to be less than 2 feet at the nearest well tapping the same zone within the aquifer.

On the basis of the data presented in the attached report, it is my professional opinion that pumping of the new Thomas Irrigation Well will not injure the water rights of nearby users.

Sincerely,



Thomas R. Wood, P.G. #623
Clearwater Geosciences, LLP

cc

Dennis Dunn, 900 North Skyline Drive, Suite A, Idaho Falls, ID 83402-6105
Jeff Thomas, 2705 West 2000 North, Malad, ID 83252
Roger Warner, 900 North Skyline Drive, Suite A, Idaho Falls, ID 83402-6105

RECEIVED

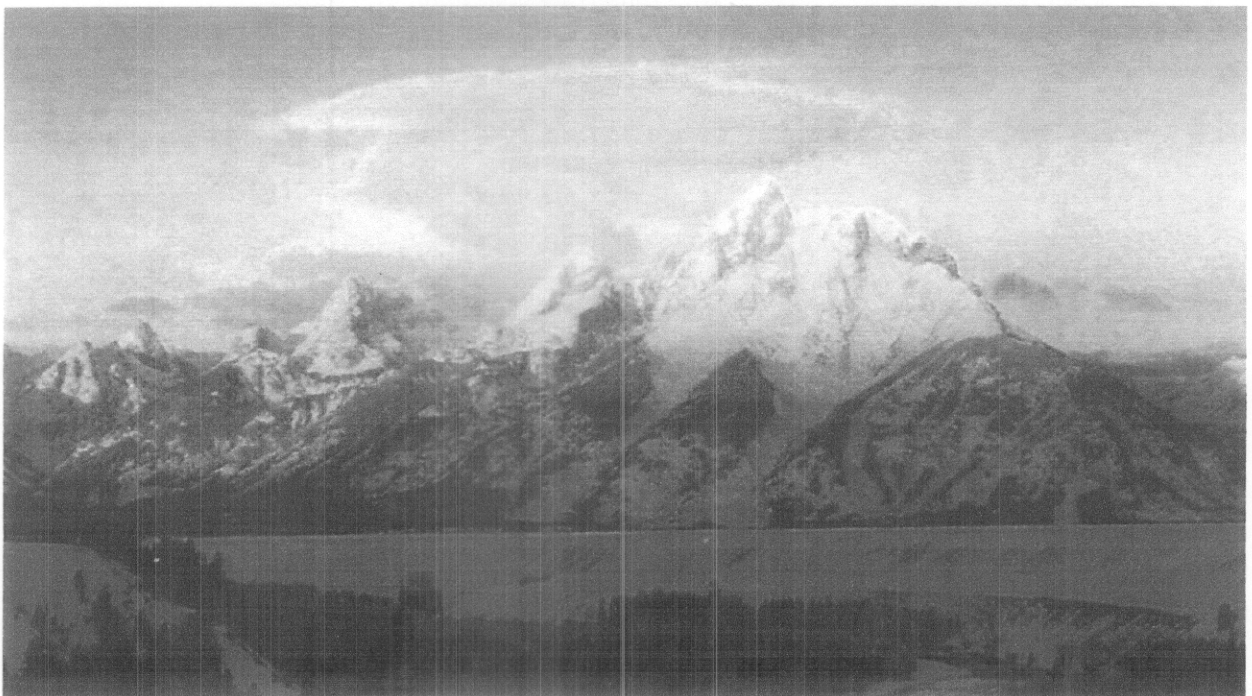
JUL 14 2005

DEPARTMENT OF
WATER RESOURCES

Pumping Test Results

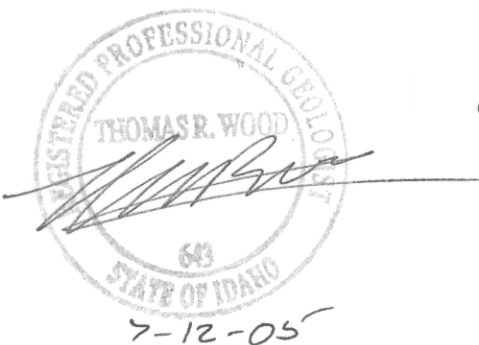
Thomas Irrigation Well

Malad, ID



Prepared by

*Thomas R. Wood, P.G.
Clearwater Geosciences, LLP
July 2005*



Copy 1 of 7

Summary Report- Thomas Irrigation Well Pumping Test and Analysis

An irrigation well was completed at a depth of 489 feet on the Thomas Property, T14S, 35E, Section 24, on May 20, 2005. It is perforated from 280 ft to 481 feet in order to draw water from a deeper part of the aquifer. The average depth of 51 wells within about a one-mile radius of the new well is 196.9 ft. The well drillers report for the new well can be found in Attachment 1. The geology beneath the Jeff Thomas property consists of interlayered sediment ranging from unconsolidated sands and gravel to brown sticky clay. With depth, the layers of sand are reported to be lithified into harder more competent sandstone intervals.

A four-day pumping test was conducted June 20-24, 2005, with the new well pumping at a rate of 1,000 gpm. Water levels were monitored in nine surrounding wells, using electronic pressure transducers. Table 1 presents a summary of the wells monitored during the test and a location map for the wells can be found in Attachment 2. The radial distance between the new Thomas Irrigation Well and the observation wells ranged from 528 feet to 3,168 feet. On the basis of the depth to water measurements, there appears to be at least three sub-units to the aquifer: 1) a shallow zone with depth to water between 7 and 10 feet, 2) an middle aquifer sub-unit with depth to water measurements between 73 and 76 feet and a deeper sub-unit with depth to water measuring between 97 and 104 feet. Three of the wells including the Talbot Irrigation, Talbot house and the S. Blaisdell old wells, appear to have intermediate head values, perhaps representing a composite head of two or more sub-units. These zones are indicated in Table 1 and probably reflect the heterogeneous distribution of water bearing units of sand and gravel.

Drawdown plots for the observation wells can be found in Attachment 2. The effects of pumping the new well could not be seen definitively in any of the observation wells. The pumping test was conducted when other nearby irrigation wells were also pumping and they created drawdown in some of the observation wells. The two best examples of drawdown caused by other irrigation wells can be seen in the Dave Talbot House Well and the Scott Blaisdell Old Well. The Talbot Irrigation Well created 7 feet of drawdown in the Dave Talbot House Well and the Ron Blaisdell Irrigation Well created over 17 feet of drawdown in the Scott Blaisdell Old Well.

Aquifer test analyses could only be performed on the pumped well because drawdown was not observed in any of the observation wells. Attachment 3 contains the aquifer test analyses performed using the AQTESOLV computer program for a confined aquifer. Three plots are presented, two for the drawdown curve and one for the recovery curve. The average transmissivity is 13,000 gal/day/ft. Because none of the wells used as observation wells for the test showed definitive drawdown, a reasonable storativity value could not be calculated. It was taken as 0.0005, which is the average value of the range quoted by Freeze and Cherry (pg. 60) for confined aquifers.

Attachment 3 also contains output for predicted drawdown using the Theis equation and the transmissivity and storativity given in the preceding paragraph. The calculation was

Table 1 Wells used for the Thomas Irrigation Well Test.

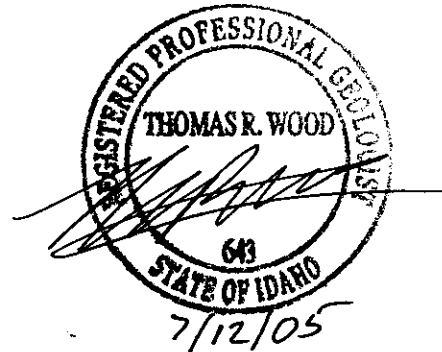
Name	Latitude Handheld GPS measured	Longitude Handheld GPS measured	Elevation MSL +/- 25 ft GPS measured	Total Depth	Depth to water 6/18/05	Radial Distance to pumped well ft	Comments	Aquifer Sub- Unit
Thomas Irr.	N 42 °11.848'	N 112 ° 18.737'	4597	489	73.77	0	100 ft of drawdown during pumping	Middle
G. Thomas #1 domestic	N 42 °11.945'	N 112 ° 18.700'	4603	220	103.44	634		Deep
G. Thomas #2 abandoned	N 42 °11.945'	N 112 ° 18.700'	4603	~30?	7.86	634		Shallow
Peterson stock	N 42 °11.916'	N 112 ° 18.661'	4599	~60?	6.94	528		Shallow
Lillian Talbot	N 42 °12.094'	N 112 ° 18.724'	4623	Unknown	9.52	1505		Shallow
Talbot Irr.	N 42 °12.397'	N 112 ° 18.754'	4650	Unknown	86.94	3326	Transducer failed	Intermediate
Talbot house	N 42 °12.378'	N 112 ° 18.700'	4641	135	83.11	3168		Intermediate
Deschamp	N 42 °11.997'	N 112 ° 19.011'	4603	Unknown	75.27	1478		Middle
3-house	N 42 °11.952'	N 112 ° 19.114'	4609	Reported as 390	98.42	1795		Deep
S. Blaisdell old	N 42 °12.002'	N 112 ° 19.229'	4608	~114	87.41	1945	Went dry	Intermediate

Clearwater Geosciences, LLP

run for a period of 120 days with the irrigation well pumping continuously at 1,000 gpm. This is a conservative estimate of the drawdown that the well might create during the growing season in the Malad area, because it is very unlikely that the well will pump continuously for the entire growing season. At the end of the 120-day period, the drawdown predicted at one mile is 1.67 feet and at a radial distance of 2,092 feet the predicted drawdown is 1.74 feet.

In summary, the pumping test of the New Thomas Irrigation Well indicates that there is minimal or no communication between the new well and the nearby wells. The aquifer transmissivity and storativity is sufficient to deliver water to the well during the growing season. The predicted drawdown at the nearest well tapping the lower zone is less than 2 ft at the end of continuous pumping for the entire irrigation season. It is my professional opinion, that appropriation of water no. 15-7256, based upon the aquifer test and analysis presented in this report, will not injure the surrounding water rights

PREPARED BY THOMAS R. WOOD
Idaho Professional Geologist no. 643
July 11, 2005



Attachment 1
Well Drillers Report
For New Thomas Irrigation Well

Form 2387
6/02

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

15

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

1. WELL TAG NO. D 0035149
 DRILLING PERMIT NO. _____
 Water Right or Injection Well No. _____

2. OWNER:
 Name Jeff Thomas
 Address 3705 W 2000 N
 City Malad State ID Zip 83252

3. LOCATION OF WELL by legal description:
 You must provide address or Lot, Blk, Sub. or Directions to well.
 Twp. 14 North ☐ or South ☒
 Rge. 35 East ☒ or West ☐
 Sec. 34 1/4 1/4 1/4
 Gov't Lot _____ County Blaine
 Lat: _____ Long: _____
 Address of Well Site 3410 W 1000 N
 City Malad
 (Give at least name of road - Distance to Road or Landmark)
 Lt. _____ Blk. _____ Sub. Name _____

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

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

6. DRILL METHOD:
☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
Bentonite	0	120		overbore

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 489
 Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
20	0	489	250	steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____
 Packer ☐ Y ☐ N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE
 Perforation Method Machine
 Screen Type & Method of Installation _____
 Department of Water Resources
 Eastern Region

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
280	481	1/4"	489	20	steel	☒	☐

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:
65 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: _____

12. WELL TESTS:
☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. cold Bottom hole temp. cold
 Water Quality test or comments: good
 Depth first Water Encounter 70

13. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
24	0	30	Brown clay		X
24	30	40	Blue clay		X
24	40	50	Blue clay, quick sand		X
24	50	60	Blue clay, sand	X	
24	60	70	gravel, Blue clay	X	
24	70	80	gravel	X	
24	80	100	gravel, Blue clay	X	
24	100	110	gravel	X	
24	110	120	gravel	X	
24	120	140	Brown clay		X
24	140	150	Brown clay		X
24	150	155	gravel clay	X	
24	155	165	Brown clay		
24	165	210	gravel	X	
24	210	215	gravel clay		X
24	215	230	gravel	X	
24	230	240	sand gravel		X
24	240	260	sandy clay		X
24	260	280	sand stone		X
24	280	290	sand stone		X
24	290	320	gravel Brown clay		X
24	320	340	lt. Br. clay		X
24	340	350	clay + gravel		X
24	350	355	clay		X
24	355	370	gravel clay	X	
24	370	380	clay sand stone		X
24	380	402	clay		X
24	402	410	gravel + clay		X
24	410	444	Br. clay, sand		X
24	444	460	lt. Br. clay		X
24	460	472	lt. Br. clay, gravel		X
24	472	475	gravel	X	
24	475	481	Br. sticky clay		Y
24	481	489	gravel sand	X	

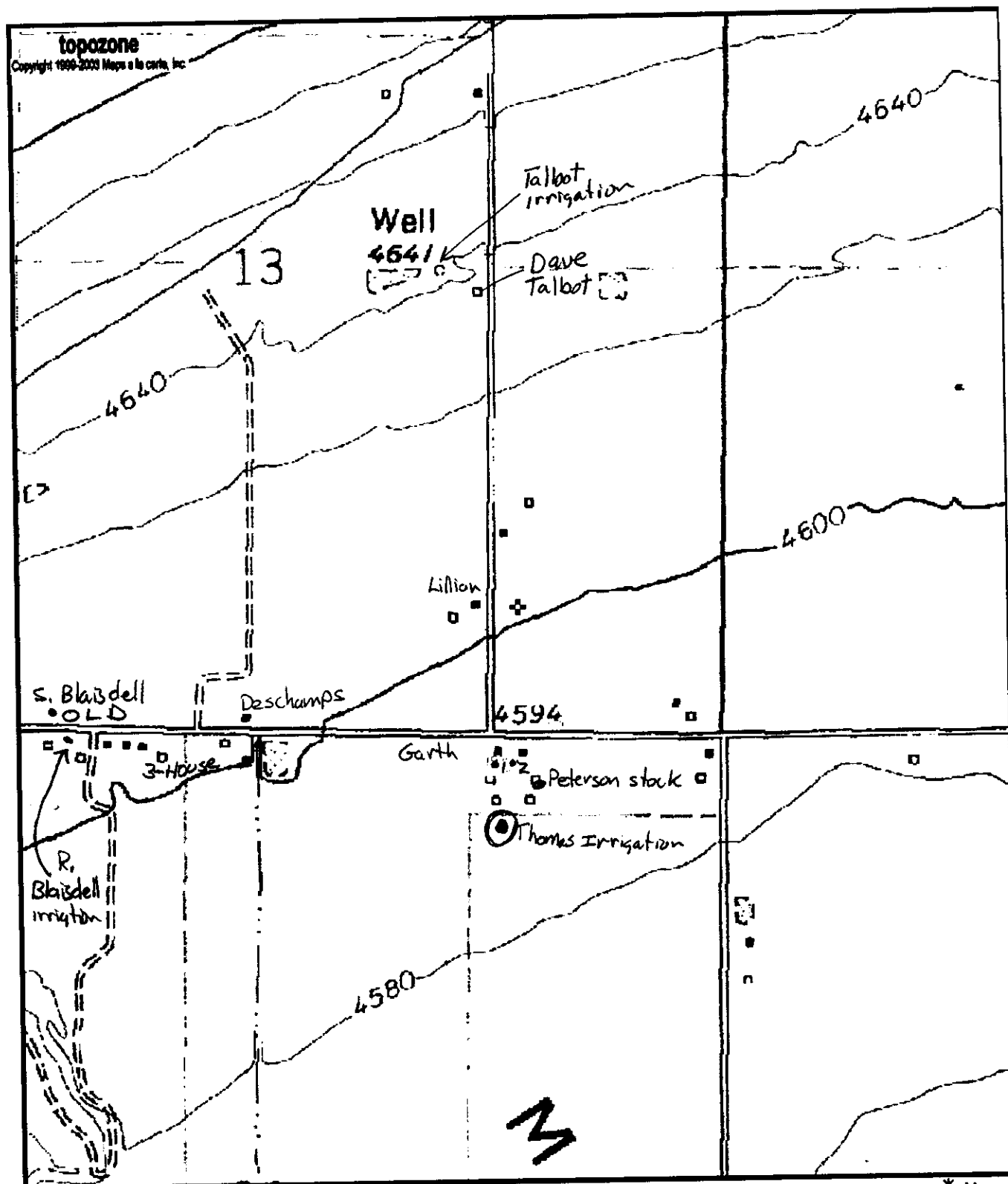
Completed Depth 489 (Measurable)
 Date: Started 10-6-05 Completed 5-20-05

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

Company Name Mt. West Well Drilling Firm No. 513
 Principal Driller Michael Trandum Date 6-4-05
 and _____ Date _____
 Driller or Operator II _____ Date _____
 Operator I _____ Date _____
 Principal Driller and Rig Operator Required.
 Operator I must have signature of Driller/Operator II.

FORWARD WHITE COPY TO WATER RESOURCES

Attachment 2
Water Level Data During Pumping

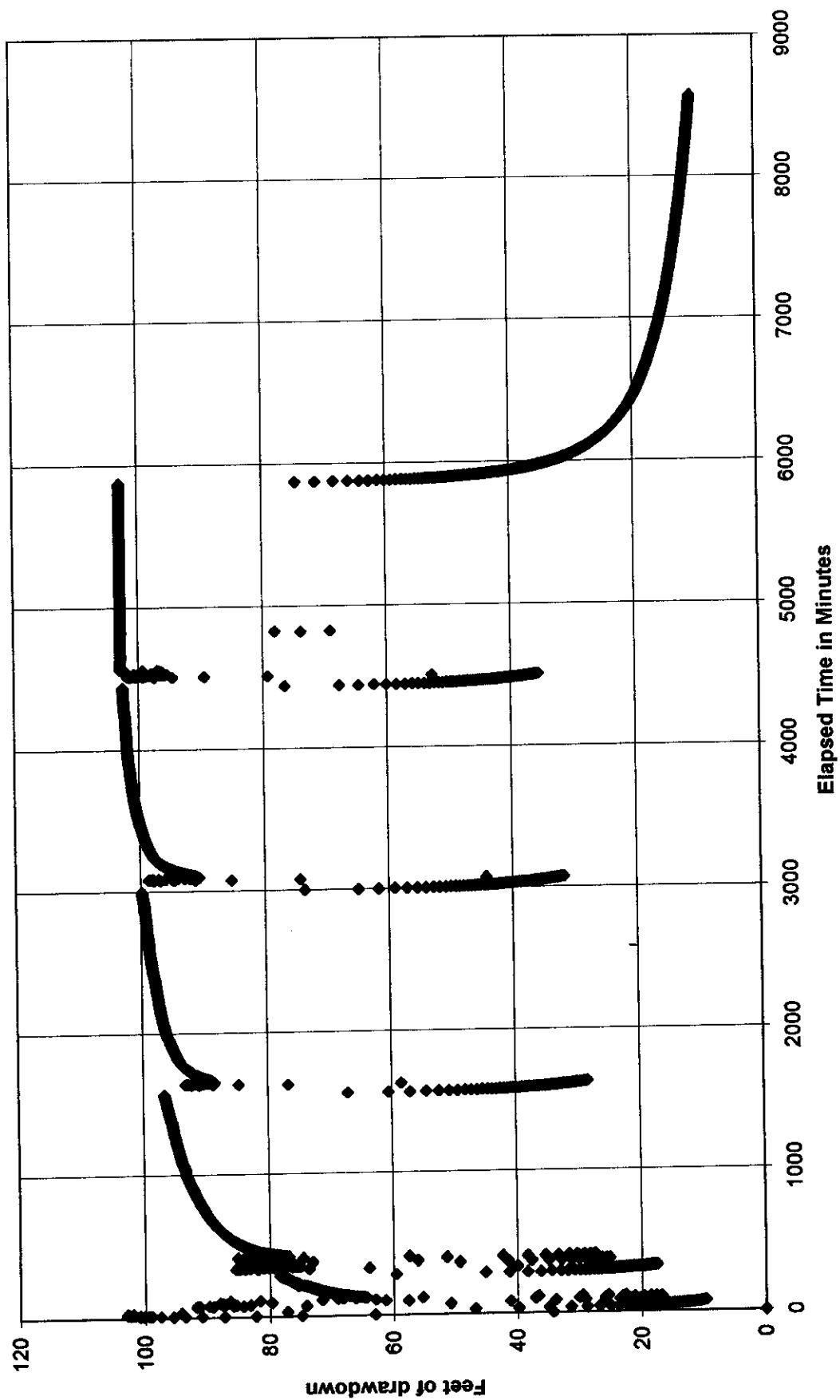


0 0.1 0.2 0.3 0.4 0.5 km
0 0.09 0.18 0.27 0.36 0.45 mi

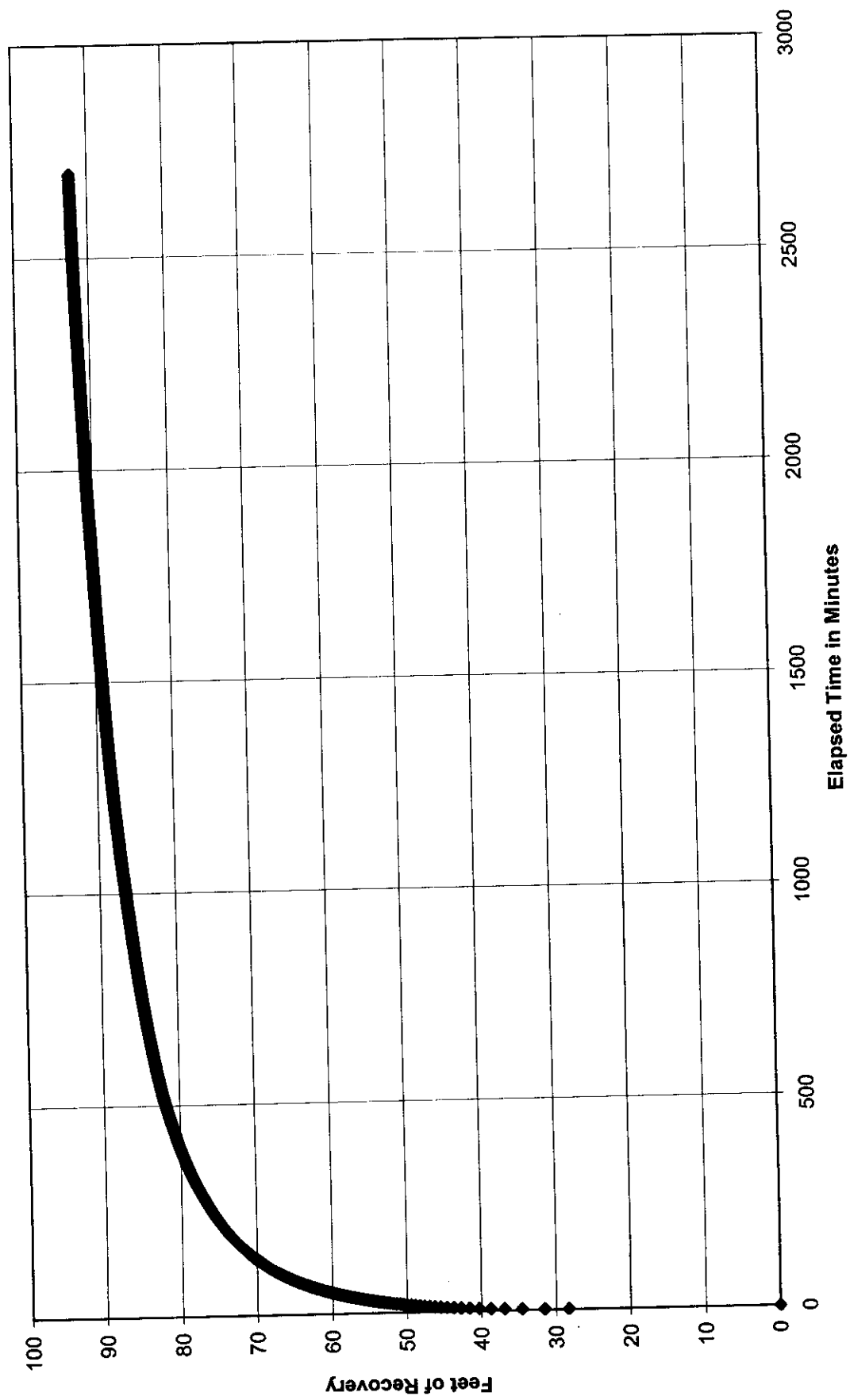
Map center is UTM 12 391773E 4672969N (WGS84/NAD83)
Malad City West quadrangle
Projection is UTM Zone 12 NAD83 Datum

* M
G
M=13.767
G=-0.881

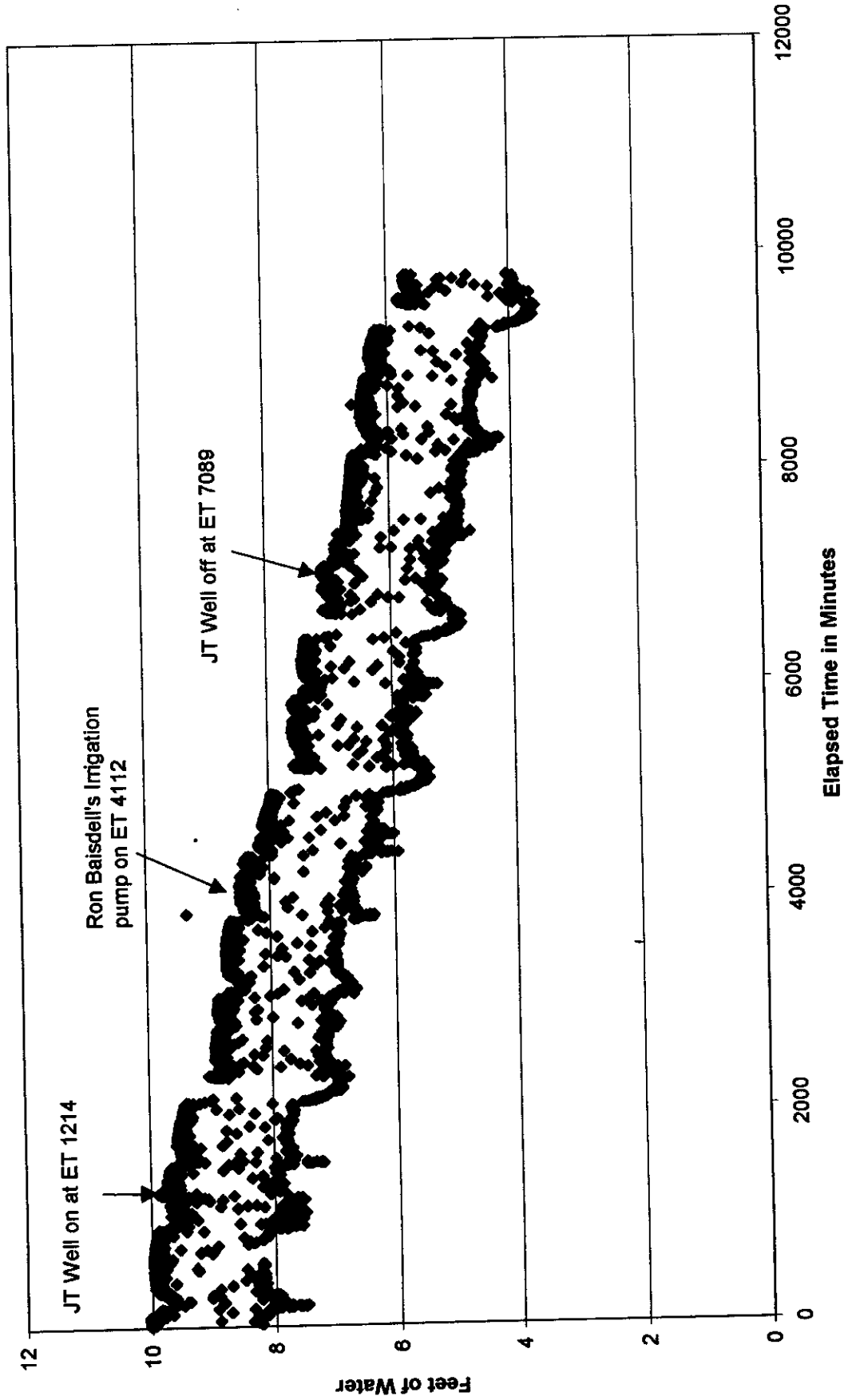
Jeff Thomas Irrigation Well



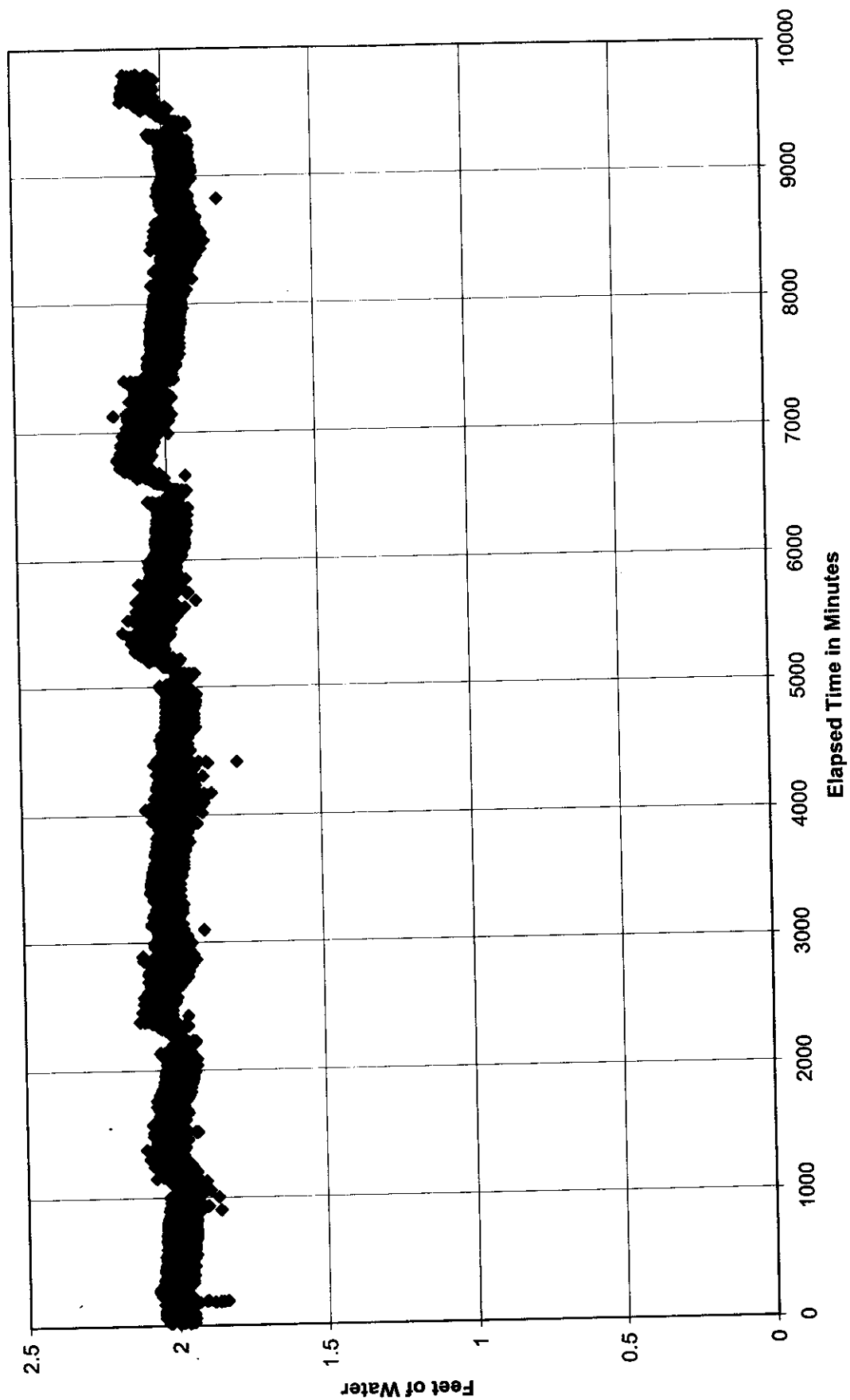
Recovery Test Jeff Thomas Well 1000 gpm



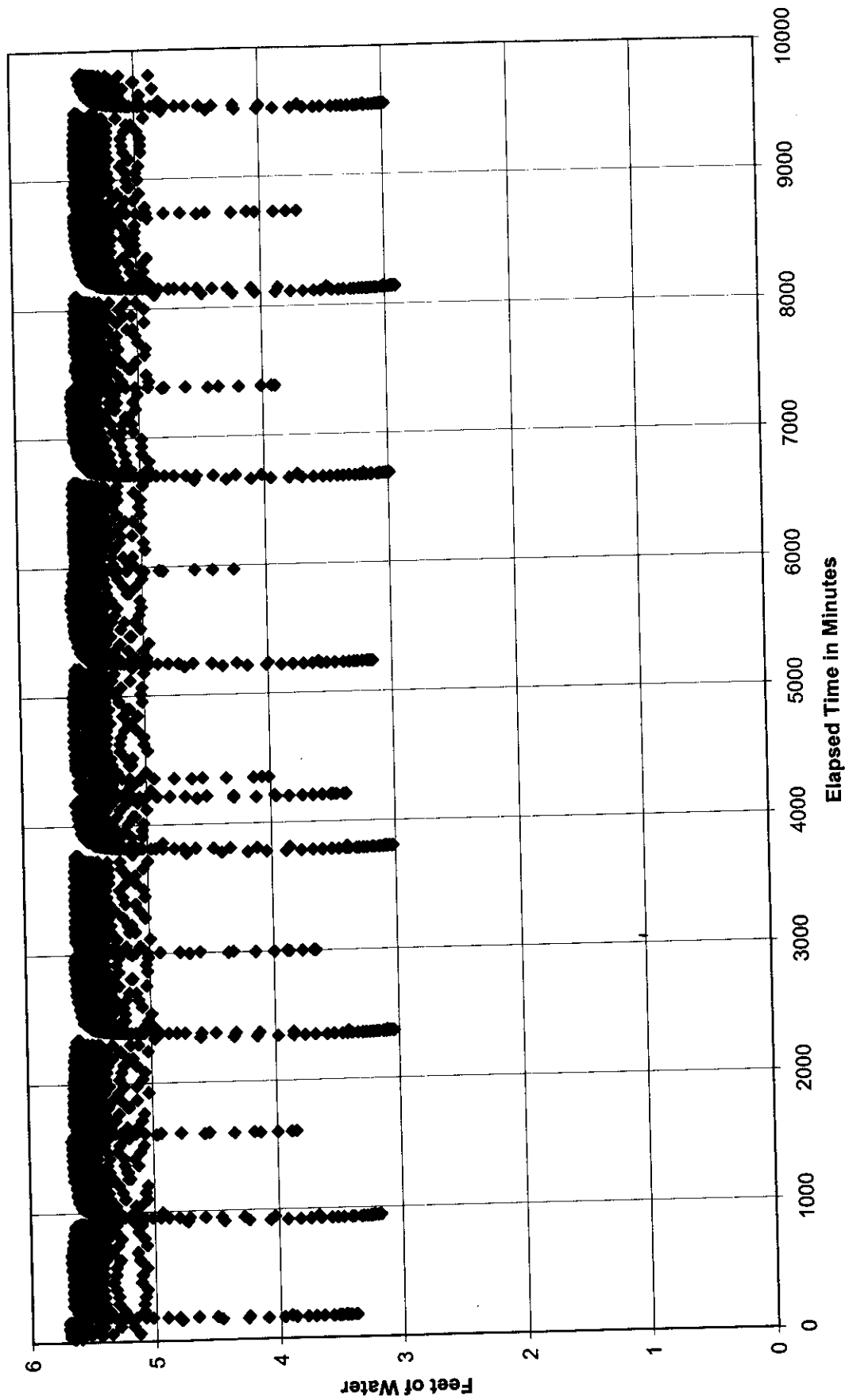
Garth Thomas Domestic Water Well



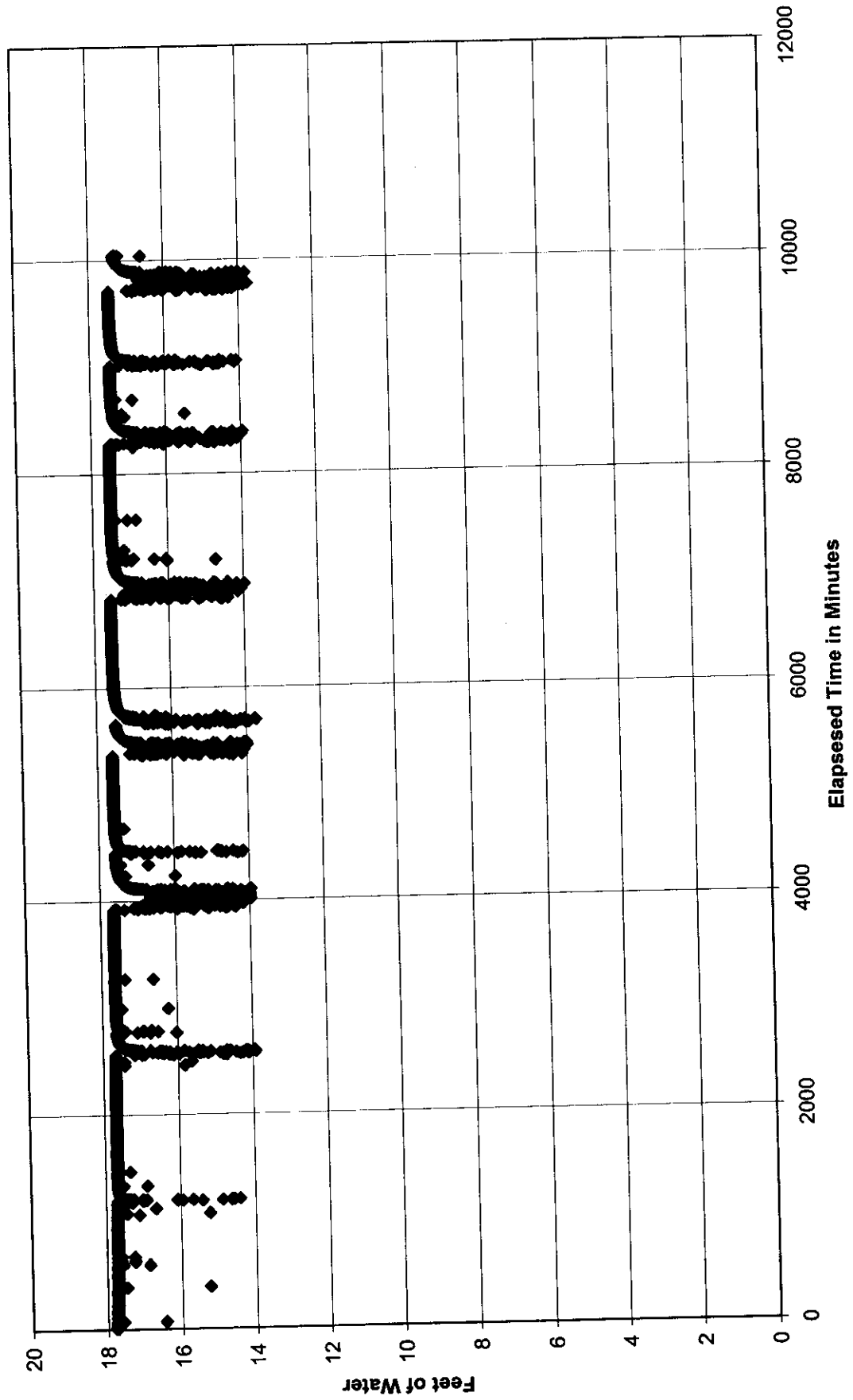
Garth Thomas Shallow Well



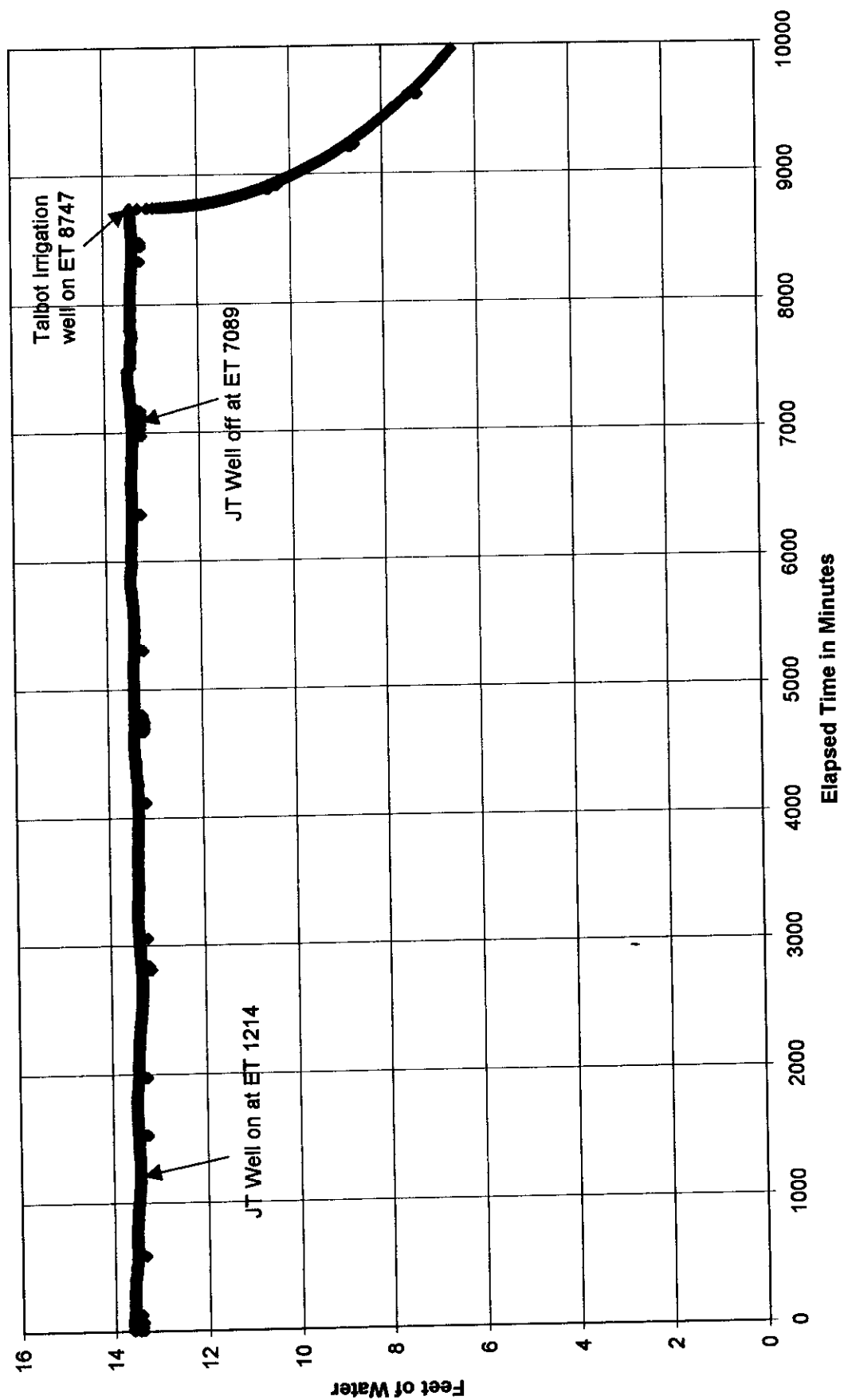
Peterson Stock Well



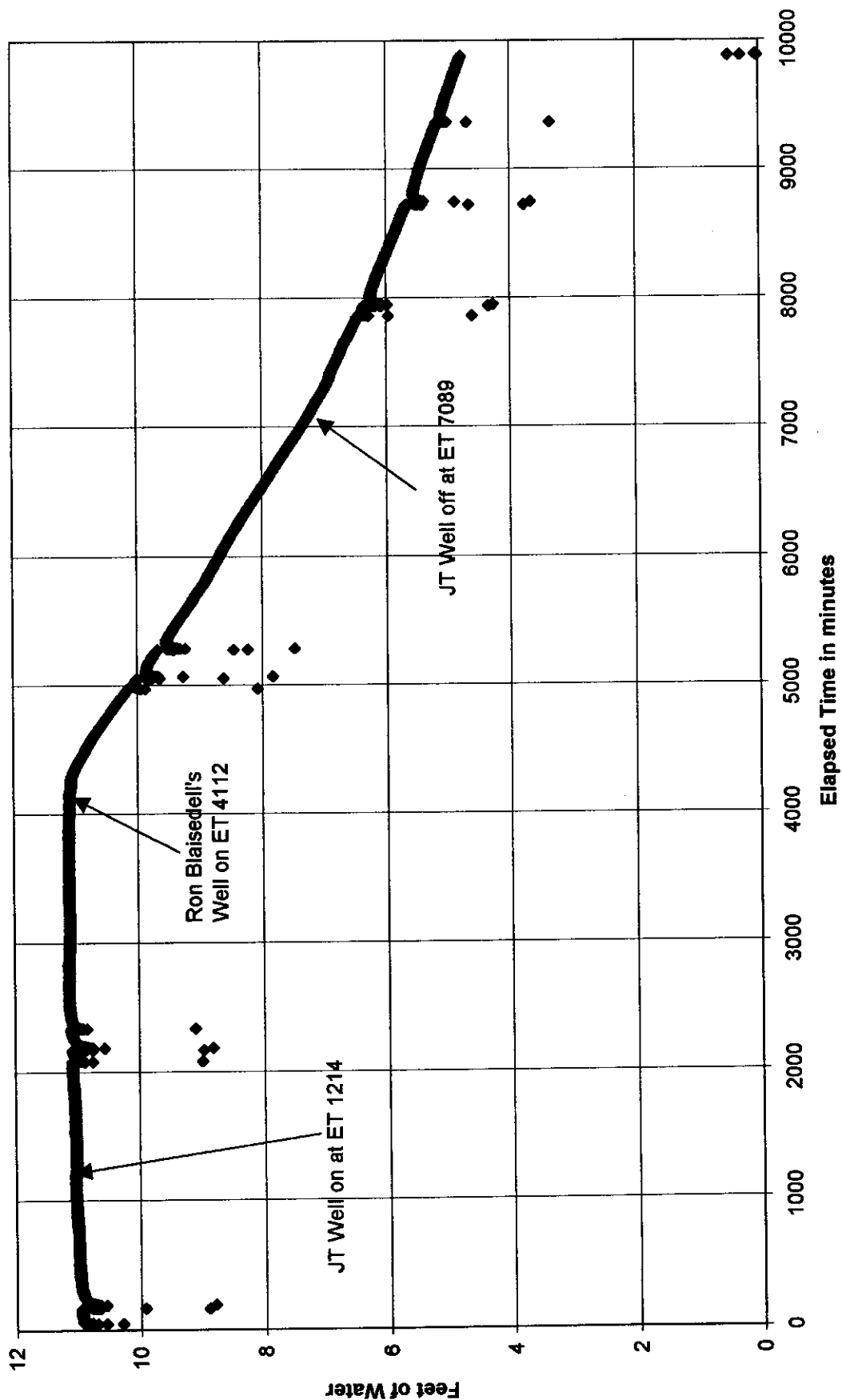
Lillian's Well Water Levels



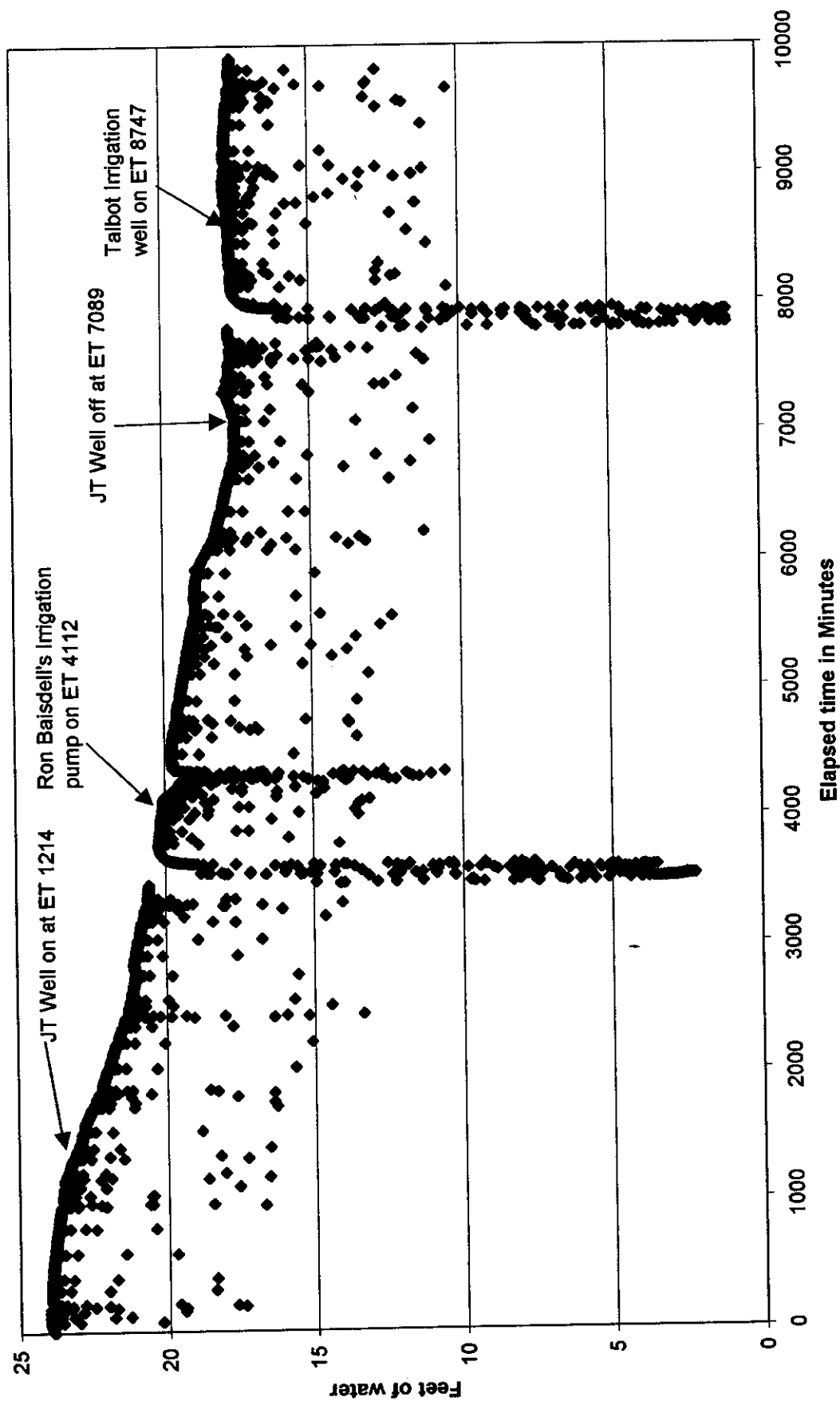
Dave Talbot's House Well



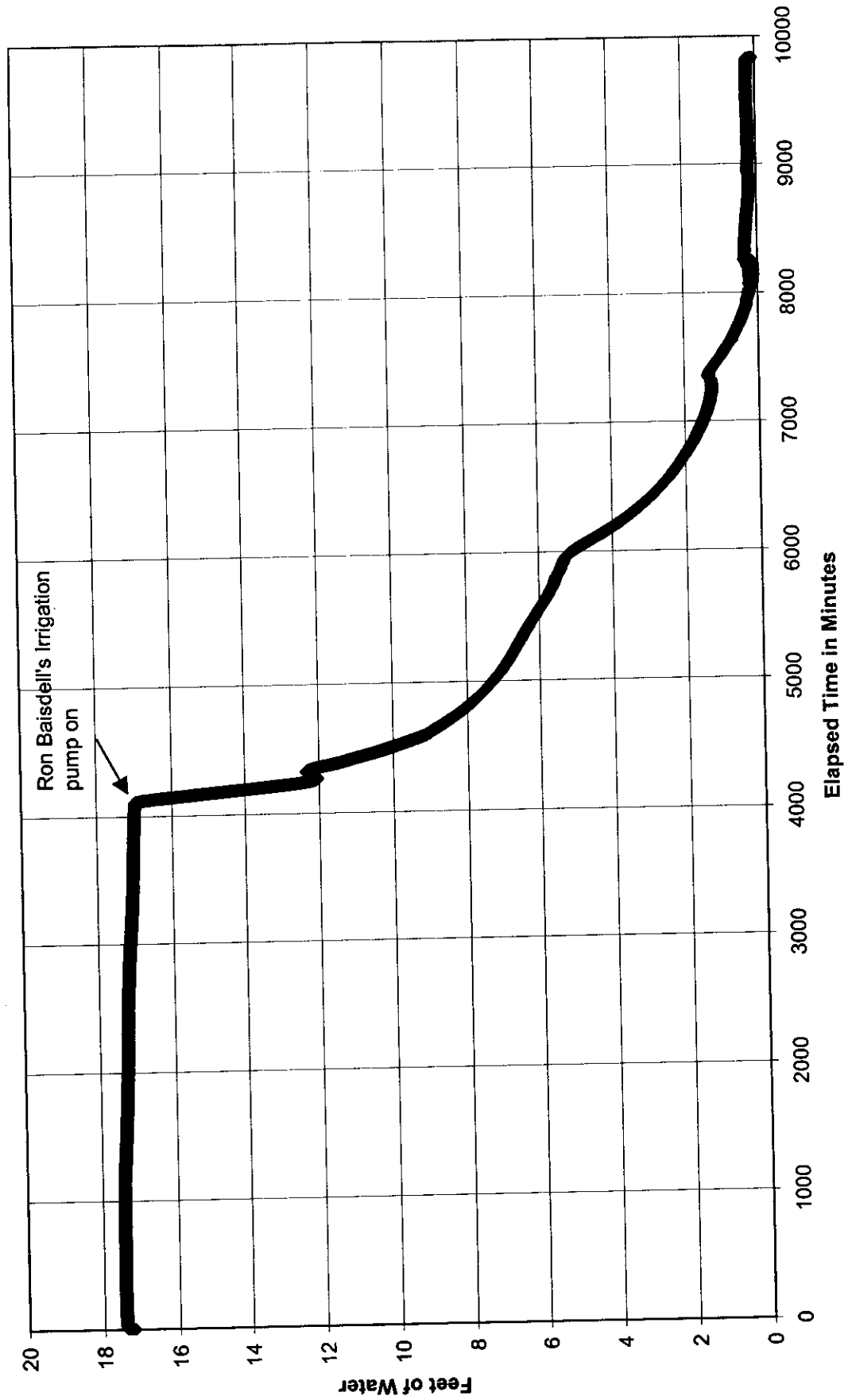
Deschamps Well



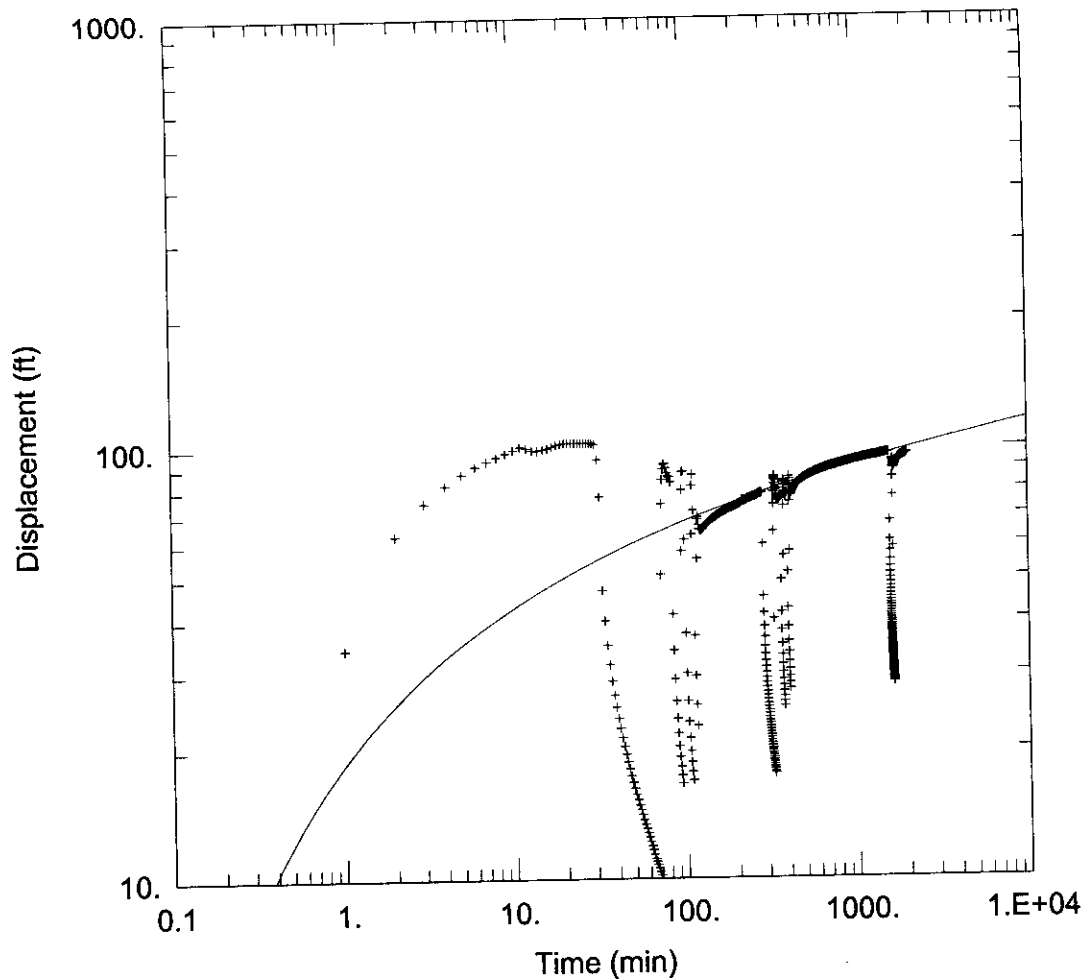
3-house Well Water Level Data during Pumping Test



Scott Blaisdell Old Well



Attachment 3
Aquifer Test Analyses



JEFF THOMAS IRRIGATION WELL TEST

Data Set: G:\JEFFTH~1\RAWFIL~1\JT-DRAW.AQT

Date: 07/06/05

Time: 17:06:18

PROJECT INFORMATION

Company: Clearwater Geosciences

Client: Jeff Thomas

Test Location: Malad, ID

Test Well: Jeff Thomas Rec

Test Date: June 2005

AQUIFER DATA

Saturated Thickness: 220. ft

Anisotropy Ratio (K_z/K_r): 1.

WELL DATA

Pumping Wells

Observation Wells

Well Name	X (ft)	Y (ft)
JT Irr draw	0	0

Well Name	X (ft)	Y (ft)
+ Irr well	0.9	0

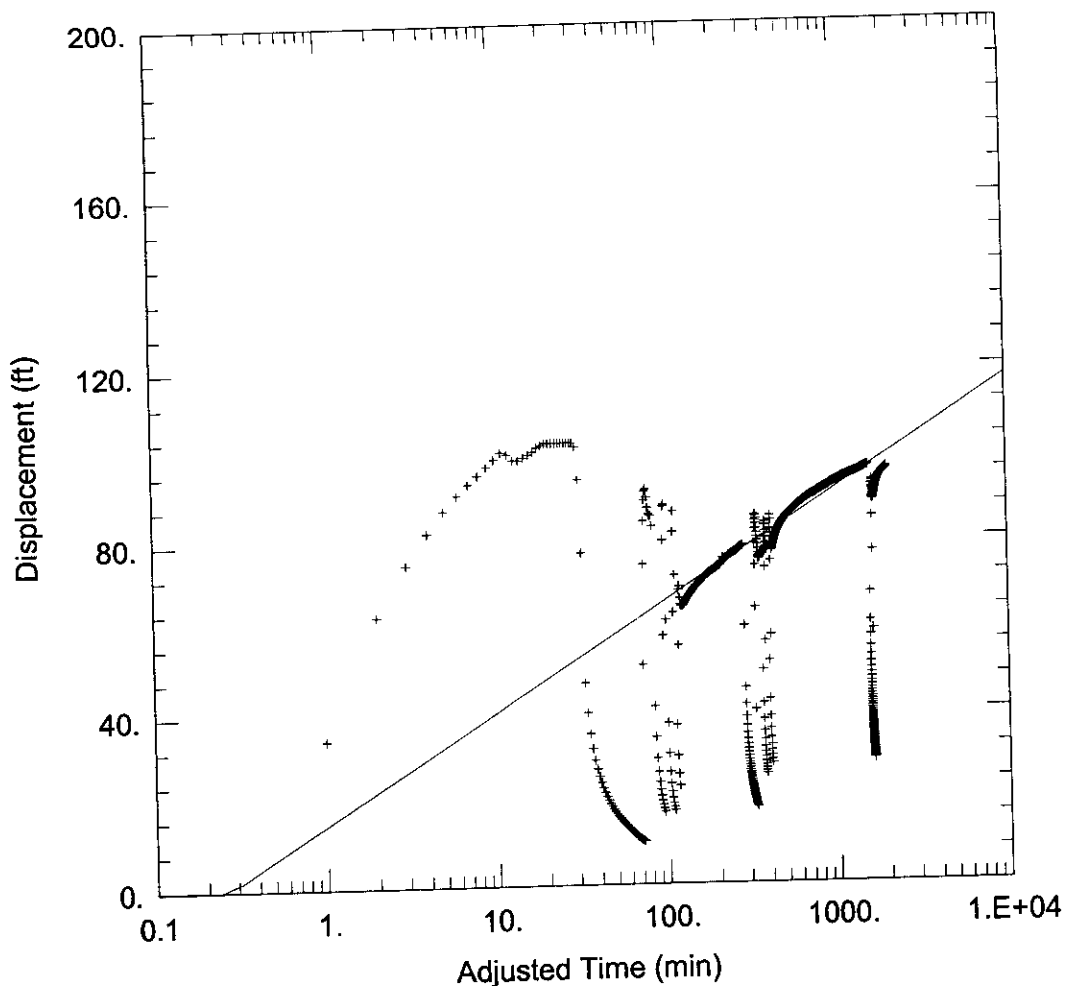
SOLUTION

Aquifer Model: Confined

Solution Method: Theis

$T = 1.136E+04$ gal/day/ft

$S = 0.5929$



JEFF THOMAS IRRIGATION WELL TEST

Data Set: G:\JEFFTH~1\RAWFIL~1\JT-DRAW.AQT

Date: 07/06/05

Time: 16:47:26

PROJECT INFORMATION

Company: Clearwater Geosciences

Client: Jeff Thomas

Test Location: Malad, ID

Test Well: Jeff Thomas Rec

Test Date: June 2005

AQUIFER DATA

Saturated Thickness: 220 ft

Anisotropy Ratio (K_z/K_r): 1

WELL DATA

Pumping Wells

Well Name	X (ft)	Y (ft)
JT Irr draw	0	0

Observation Wells

Well Name	X (ft)	Y (ft)
+ Irr well	0.9	0

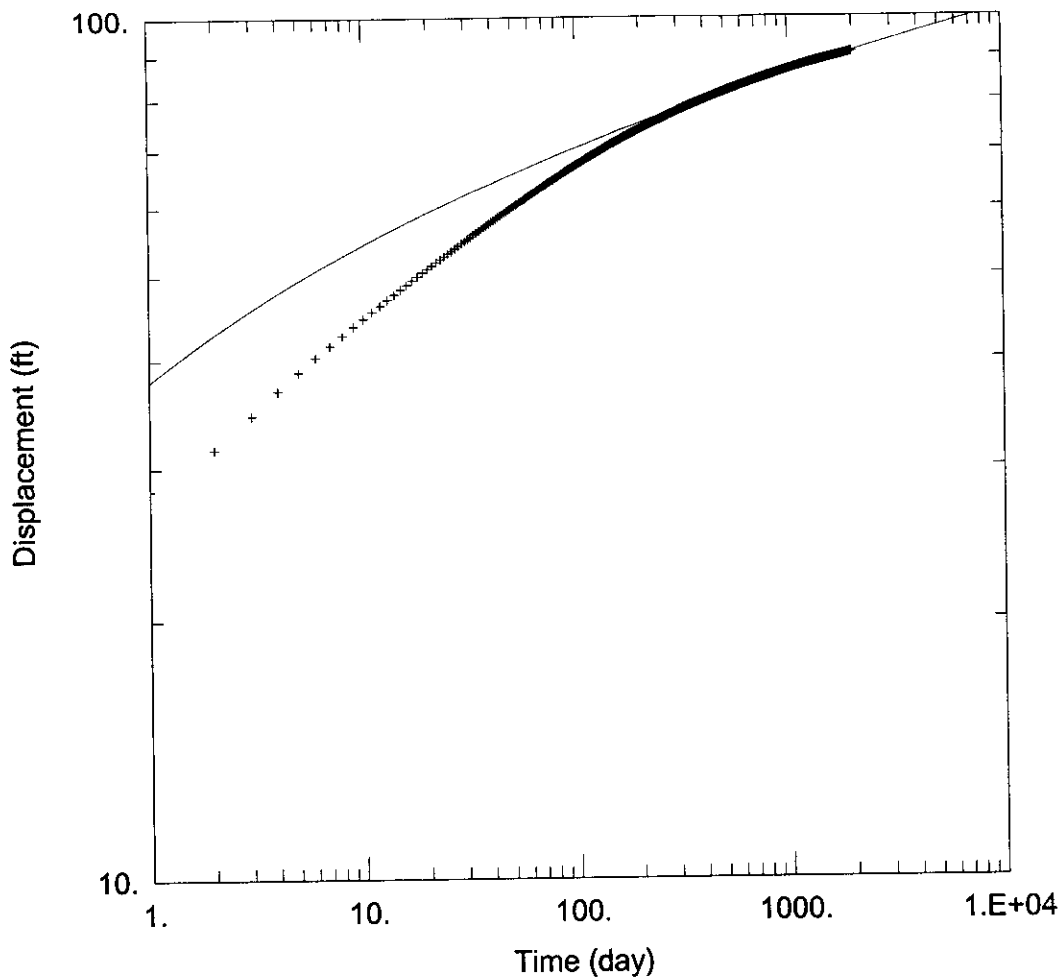
SOLUTION

Aquifer Model: Confined

Solution Method: Cooper-Jacob

$T = 1.033E+04$ gal/day/ft

$S = 0.6957$



JEFF THOMAS IRRIGATION WELL TEST

Data Set: G:\JEFFTH~1\RAWFIL~1\JT-REC.AQT

Date: 07/06/05

Time: 16:57:51

PROJECT INFORMATION

Company: Clearwater Geosciences

Client: Jeff Thomas

Test Location: Malad, ID

Test Well: Jeff Thomas Rec

Test Date: June 2005

AQUIFER DATA

Saturated Thickness: 220. ft

Anisotropy Ratio (Kz/Kr): 1.

WELL DATA

Pumping Wells

Well Name	X (ft)	Y (ft)
JT Irr Rec	0	0

Observation Wells

Well Name	X (ft)	Y (ft)
+ Irr well	0.9	0

SOLUTION

Aquifer Model: Confined

Solution Method: Theis

T = 1.671E+04 gal/day/ft

S = 38.78

DATA BASE:

AQUIFER HORIZ. HYDR. COND. (GPD/SQ FT)= 13000.00
 ARTESIAN AQUIFER STORATIVITY (DIM)=30.0000E-05
 WATER TABLE STORATIVITY (DIM)= 0.1000
 PRODUCT. WELL EFFECTIVE RADIUS (FT)= 0.833
 TOP OF AQUIFER DEPTH (FT)= 280.00
 BASE OF AQUIFER DEPTH (FT)= 500.00
 INITIAL WATER LEVEL DEPTH (FT)= 65.00
 INFINITE AQUIFER SYSTEM

COMPUTATION RESULTS:

PRODUCTION WELL DISCHARGE RATE (GPM)= 1000.00

TIME-DRAWDOWN OR WATER LEVEL VALUES (FT)

SELECTED DISTANCES (FT)

TIME (MIN)	0.83	132.02	331.62	833.00	2092.40	5255.88
0.13	65.48	65.08	65.02	65.00	65.00	65.00
0.21	65.50	65.10	65.04	65.00	65.00	65.00
0.33	65.52	65.12	65.05	65.01	65.00	65.00
0.52	65.54	65.14	65.07	65.02	65.00	65.00
0.82	65.56	65.16	65.09	65.03	65.00	65.00
1.30	65.58	65.18	65.10	65.04	65.00	65.00
2.06	65.60	65.19	65.12	65.05	65.01	65.00
3.27	65.62	65.21	65.14	65.07	65.02	65.00
5.18	65.64	65.23	65.16	65.09	65.03	65.00
8.21	65.66	65.25	65.18	65.10	65.04	65.00
13.00	65.67	65.27	65.19	65.12	65.05	65.01
20.61	65.69	65.29	65.21	65.14	65.07	65.02
32.67	65.71	65.31	65.23	65.16	65.09	65.03
51.77	65.73	65.32	65.25	65.18	65.10	65.04
82.05	65.75	65.34	65.27	65.19	65.12	65.05
130.05	65.77	65.36	65.29	65.21	65.14	65.07
206.11	65.78	65.38	65.31	65.23	65.16	65.09
326.66	65.80	65.40	65.32	65.25	65.18	65.10
517.72	65.82	65.42	65.34	65.27	65.19	65.12
820.54	65.84	65.43	65.36	65.29	65.21	65.14
1300.46	65.86	65.45	65.38	65.31	65.23	65.16
2061.10	65.88	65.47	65.40	65.32	65.25	65.18
3266.62	65.90	65.49	65.42	65.34	65.27	65.20
5177.24	65.92	65.51	65.44	65.37	65.29	65.22
8205.37	65.95	65.54	65.47	65.39	65.32	65.25
13004.64	65.99	65.58	65.51	65.44	65.36	65.29
20610.96	66.06	65.65	65.58	65.50	65.43	65.36
32666.17	66.16	65.75	65.68	65.61	65.53	65.46
51772.39	66.33	65.92	65.85	65.77	65.70	65.62
82053.70	66.59	66.18	66.11	66.03	65.96	65.89
130046.36	67.00	66.60	66.52	66.45	66.37	66.30
172800.00	67.37	66.97	66.89	66.82	66.74	66.67

TIME AFTER PUMPING STARTED(MIN)=172800

DISTANCE-DRAWDOWN OR WATER LEVEL VALUES AT END OF PUMPING PERIOD

NODE RADIUS (FT) DRAWDOWN OR WATER LEVEL (FT)

NO		
2	0.63	67.37
3	1.32	67.33
4	2.09	67.30
5	3.32	67.26
6	5.26	67.22
7	8.33	67.19
8	13.20	67.15
9	20.92	67.11
10	33.16	67.08
11	52.56	67.04
12	83.30	67.00
13	132.02	66.97
14	209.24	66.93
15	331.62	66.89
16	525.59	66.85
17	833.00	66.82
18	1320.22	66.78
19	2092.40	66.74
20	3316.23	66.71
21	5255.88	66.67
22	8330.00	66.63
23	13202.16	66.60
24	20924.02	66.56
25	33162.33	66.53
26	52558.75	66.50
27	83300.01	66.48
28	%100000	66.47



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

March 4, 2004

KARL J. DREHER
Director

THOMAS G THOMAS
JEFFREY J THOMAS
2705 W 2000 N
MALAD CITY ID 83252

RE: Application to appropriate water no. 15-7256

Gentlemen:

You filed application to appropriate water no. 15-7256 with the Idaho Department of Water Resources (IDWR) seeking the appropriation of 2.18 cubic feet per second (cfs) of ground water for irrigation of 109 acres. The proposed point of diversion and place of use is located in Oneida County. Notice of the application was published in the local newspaper and no protests were filed with IDWR. Application no. 15-7256 was sent to this office for final review.

I understand that you sought an expedited drilling permit from IDWR's Eastern Regional Office. I also understand that a drilling permit was issued to you, and that you are in the process of or have drilled the well identified as a point of diversion in application to appropriate water no. 15-7256.

On February 23, 2004, this office received a letter from several residents of Oneida County expressing concern about the diversion of water proposed by application no. 15-7256. A copy of the letter is enclosed.

Also enclosed are some hydrographs for the Malad Basin and a copy of a memorandum analyzing the availability of water resources in the Malad Basin. The hydrograph in the upper right hand corner shows some declines in water level since 1985. These declines are nearing the similar lows in ground water levels depicted in the 1960s.

The letter of concern asserts that water levels are declining in the area. It also expresses concern that your irrigation well will impact several nearby domestic or stockwater wells.

IDWR must determine whether your proposed use of water will injure other water rights and whether the water supply is sufficient for the purpose sought. IDWR will use the information it has available to it to determine whether the ground water resources in the area are sufficient to sustain the additional appropriation of water. The issue of whether pumping from your proposed well will injure water rights, is a matter for you to establish for the department.

SCANNED

SEP 23 2004

Messers Thomas

March 4, 2004

Page 2

By this letter I am requesting that you provide technical evidence to show that pumping your proposed well will not injure other water rights. I suggest that you conduct a pumping test to determine the effect the pumping of your well will have on other nearby wells. Prior to the test, you will need to submit a plan of the pump test to Dennis Dunn of IDWR's Eastern Regional Office. Unless you have some experience related to these pump tests, it should be conducted by a licensed geologist or engineer, or other person having experience with pump testing. In addition to testing the rate of withdrawal and draw downs in your well, water level declines in at least one and possibly two nearby wells should also be monitored during the same test to determine the effect of pumping. This test needs to be completed prior to any diversion of ground water for beneficial use in 2004.

There may be alternatives to conducting the pump test, but the test is the most straightforward way to establish the extent of impact your well will have on other water users. If you wish to discuss this further, please feel free to call.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gary Spackman".

Gary Spackman

Enclosures

Cc: Dennis Dunn
Roger Warner

SCANNED

SEP 23 2004

February 10, 2004

Idaho Department of Water Resources
900 N.Skyline Drive, Ste. A
Idaho Falls, Idaho, 83402-1718

RECEIVED

FEB 17 2004

Department of Water Resources
Eastern Region

Karl

RECEIVED

FEB 23 2004

Department of Water Resources

Karl J. Dreher, Eastern Regional Director:

This letter of concern is being drafted by the residents near the area of Section 23, T14S, R35E BM, where Jeffery J. Thomas and Thomas G. Thomas have proposed drilling a deep irrigation well. There are numerous residents who live in this area not 500 feet from this proposed well. There are three families on one well that is 390 feet deep. There is another family in the same vicinity with a 240 foot well. There are two homes that share a 140 foot well in the same area also. There is also one resident right across the road from the proposed well. There is also one 140 foot stock well and four deep wells already in the vicinity of the proposed well.

During this time of extreme drought we feel it is unfair to drop the water table even lower that it is at this time. The people who live in these homes are on a fixed income and cannot afford to have to drill new wells if their drinking wells fail.

The following signatures are of those concerned residents. Any help you can offer would be greatly appreciated.

Sincerely,

Theron & Ruth Blaisdell

3752 W. 1000 N.

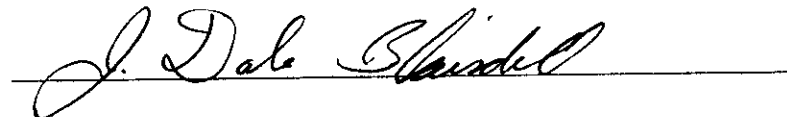
Malad, Idaho 83252 Phone: (208) 766-2701



Dale Blaisdell

3690 W. 1000 N.

Malad, ID 83252 Phone: (208) 766-2698



SCANNED

SEP 23 2004

Nolan A. Blaisdell
3125 W. 1000 N.
Malad, ID 83252 Phone (208) 766-2639

Nolan A. Blaisdell

Dean and Lori Blaisdell
5440 W. 1000 N.
Malad, ID 83252 Phone (208) 766-4933

Dean Blaisdell

Scott and Sharce Blaisdell
3787 W. 1000 N.
Malad, ID 83252 Phone (208) 766-4908

Scott D. Blaisdell Sharce Blaisdell

Ronald & Shirlee Blaisdell
3849 W. 1000 N.
Malad, ID 83252 Phone (208) 766-2936

Ronald T. Blaisdell Shirlee Blaisdell

Chad & Rachael Blaisdell
3975 W. 1000 N.
Malad, ID 83252 Phone (208) 766-5622

Chad T. Blaisdell

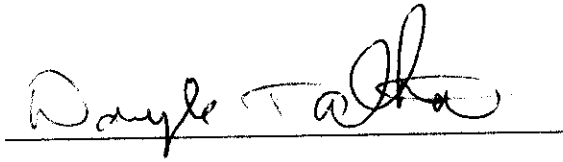
Rene Deschamps
3583 W. 1000 N.
Malad, ID 83252 Phone (208) 766-2503

Rene Deschamps

SCANNED

SEP 13 2004

Doyle Talbot
1212 N. 3400 W.
Malad, ID 83252 Phone: (208) 766-2425

A handwritten signature in cursive script, appearing to read "Doyle Talbot", written over a horizontal line.

David Talbot & Tansy Talbot
3235 W. 3400 N.
Malad, ID 83252 Phone: (208) 766-2832

A handwritten signature in cursive script, appearing to read "David Talbot & Tansy Talbot", written over a horizontal line.

SCANNED

SEP 23 2004

MEMORANDUM

December 7, 2000

To: Norm Young and Dennis Dunn
Through: Bob Sutter
From: Shane Bendixsen & Bill Ondrechen
Subject: Large Scale Ground Water Development in the Malad Basin (Basin 15).

It is our understanding that that in the years 2000 and 2001 there have been 31 applications amounting to 154 cfs to divert ground water in the Malad Basin and it is estimated this could increase to 200 cfs by 2002 (per communication Dennis Dunn, IDWR Eastern Office). It is also our understanding that only approximately one third of the new applications are for new development. The rest are for conversion from surface to ground water or supplemental to surface water. Concern has also been raised that the loss of recharge from the surface water delivery system will be lost

Attachment #1 presents the extent of the Malad Basin with ground water elevations and flow directions. No mass measurement has been completed so measurements over time were combined to provide enough data. While only a generalization, it is seen the flow direction is south out of the basin into Utah.

Attachment #2 presents ground water hydrographs. Four are currently monitored by the USGS and one has several 'spot' measurements since 1992 associated with water quality monitoring. As presented, ground water levels fluctuate seasonally and with dry and wet periods, but are still at approximately the same level as they were in the mid 1940's. Well 15S35E-01DAA1 does show a loss of approximately 10 feet, but has remained stable since 1960.

Pluhowski (1968), estimated that approximately 100,000 acre feet of surface and ground move into the basin each year as recharge. Burnham and others (1969), showed that while the limited amount of data prevents a precise estimate, this was a good estimate. Burnham and other's also stated that approximately 50,000 acre feet of ground water left the basin as underflow. This was based on Darcy's equation with an assumed transmissivity and gradient.

Kramber and others (1993), estimated that approximately 52,177 acres was being irrigated with surface and ground water. Assuming the depletion rate of 1.18 AF/Y (Hill, 1989), the total depletion is approximately 62,000 AF/Y. If it is assumed that the majority of water leaving the basin is underflow, Pluhowski's 100,000 AF/Y estimate of

SCANNED

SEP 23 2004

recharge and Burnham and others estimate of 50,000 AF/Y leaving the basin as underflow closely fits the total depletion rate of 62,000 AF/Y.

Since it is estimated that approximately one third of the new applications are for bringing new land under irrigation this amounts to an additional use of 54 cfs or approximately 2,540 acres. This will create an additional consumptive use of 3,050 acre feet per year or an increase of approximately four percent. The total depletion rate will be 65,000 acre feet per year which is still far below the estimated recharge of 100,000 acre feet per year.

Recharge to the aquifer lost by the conversion from surface water to ground irrigation should be negligible because the surface water will still be used for irrigation on the remaining lands.

Burnham and others (1968) also estimated that water in storage in the upper 300 feet of the aquifer was 1.8 million-acre feet. Therefore the increased depletion to aquifer storage will not be measurable.

Based on our discussions with the State of Utah concerning delivery of natural and stored flow across the state line in the main Bear River, the topic of Idaho's use in the Malad has never been a concern to Utah. Both the surface and ground water in the Utah portion of the Malad Basin become more saline toward south, and they have stated there is limited use of those waters. Most use is made of the relatively cleaner Bear River water.

In closing, ground water levels are approximately the same as they were in the early 1940's. Recharge to the basin is approximately 100,000 AF/Y. Approximately half is lost to evapotranspiration and the other half leaves as underflow. The added four percent increase in total depletion will not be significant relative to the overall Malad Basin water supply.

REFERENCES

- Burnham, W.L., Harder, A.H., and Dion, N.P., 1969, Availability of Ground Water for Large Scale Use in the Malad Valley-Bear River Areas of Southeaster Idaho, An Initial Assessment: U.S. Geological Survey Open File Report.
- Hill, H.W., et al. 1989 Duty of Water Under the Bear River Compact: Field Verification of Empirical Methods for Estimating Depletion. Research Report 125. Utah Agricultural Experiment Station, Utah State University, Logan Utah.
- Kramber, W.J., and others, 1993, Idaho's System of Water Use in the Bear River Basin, published in Geo Info Systems , May 1993, p.48.
- Pluhowski, E.J., 1968, Hydrology of the Upper Malad River, Southeastern Idaho: U.S. Geological Survey open file report.

SCANNED

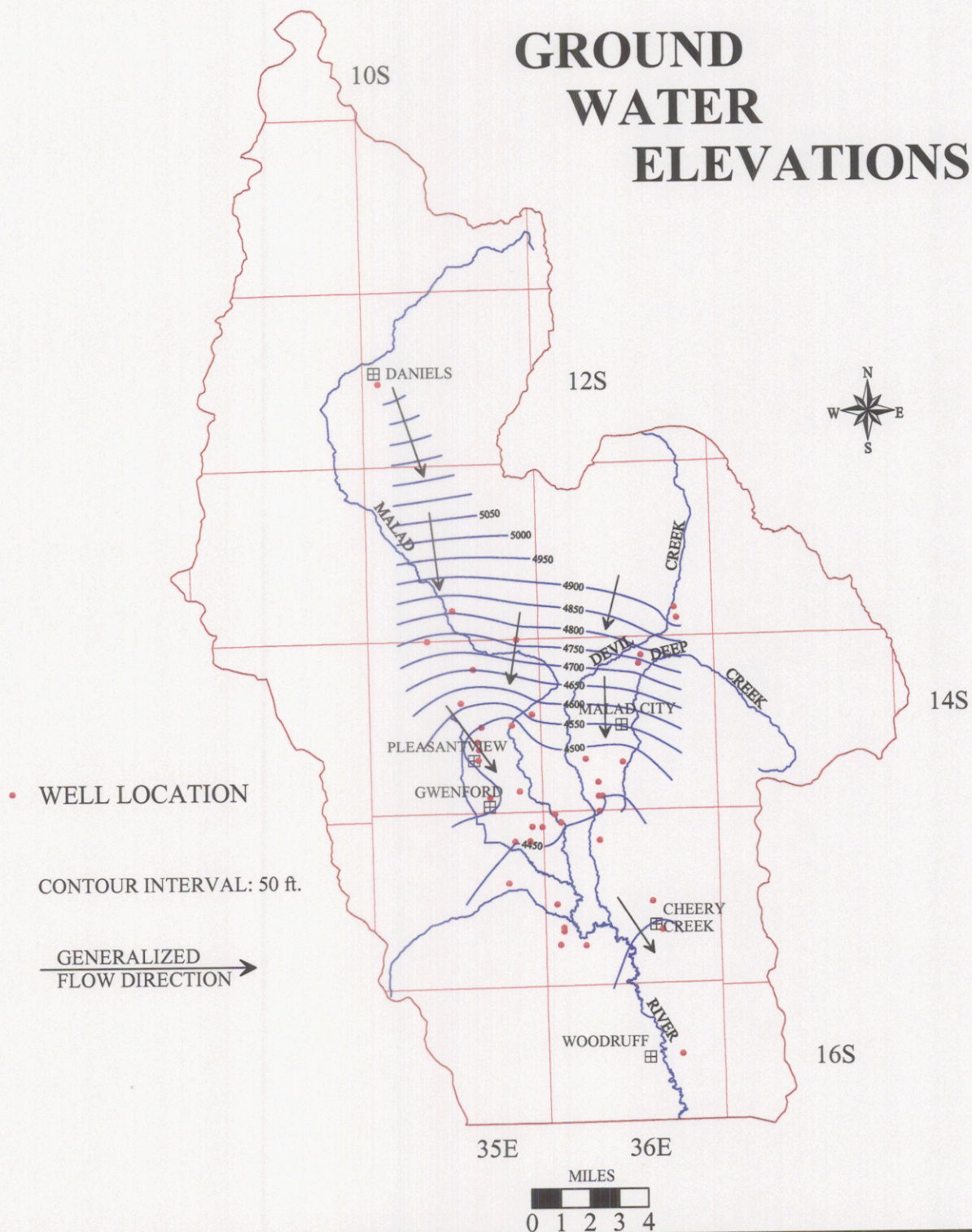
SEP 23 2004

cc Hal Anderson
 Glenn Saxton

SCANNED
SEP 23 2004

MALAD BASIN (#15)

GROUND WATER ELEVATIONS

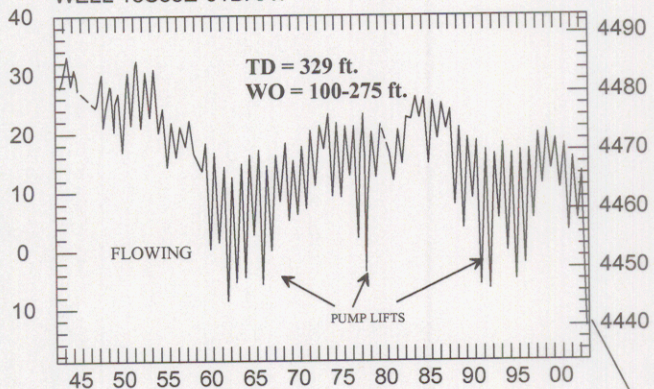


ATTACHMENT #1

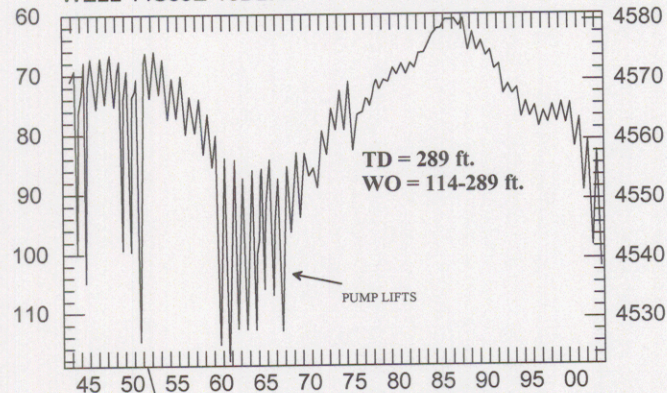
SCANNED

SEP 23 2004

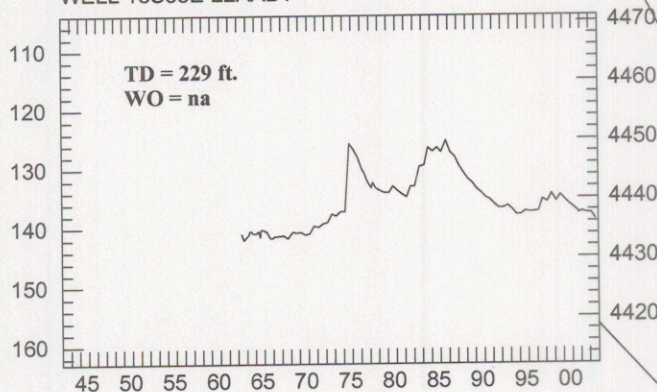
WELL 15S35E-01DAA1



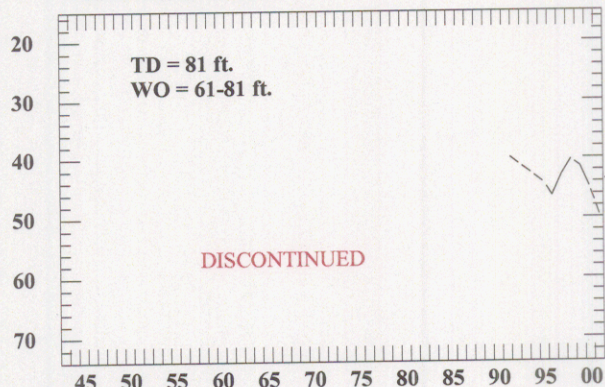
WELL 14S35E-13DBA1



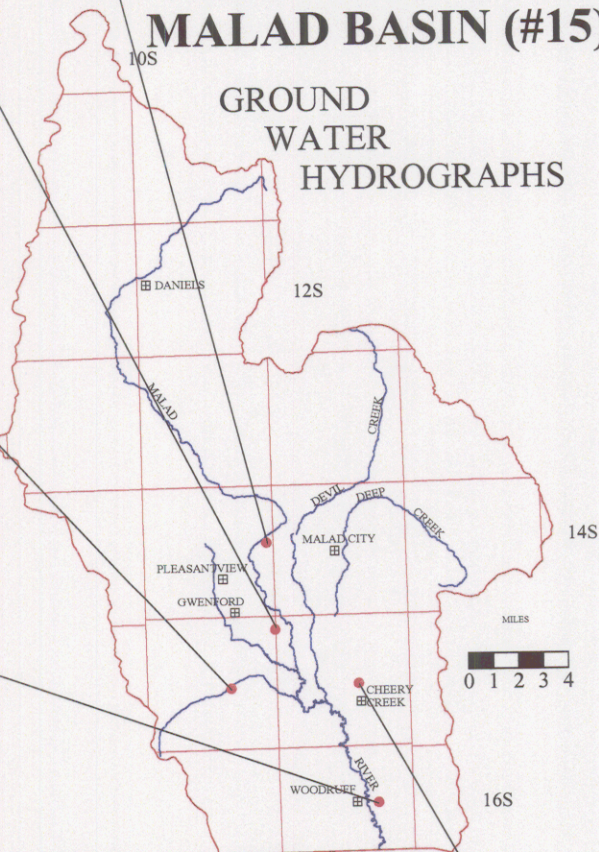
WELL 15S35E-22AAB1



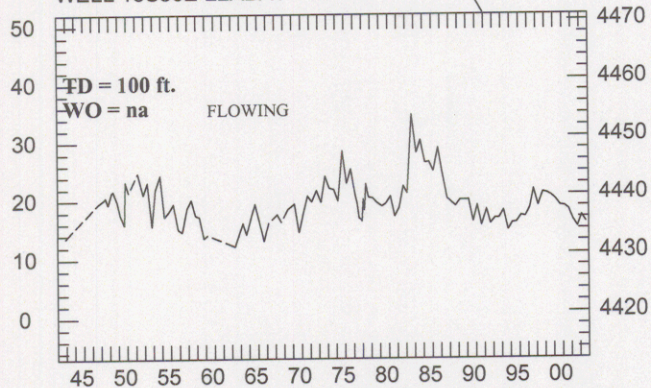
WELL 16S36E-14DBC1

**LEGEND**

TD: TOTAL DEPTH
 WO: INTERVAL AT WHICH THE WELL IS
 PERFORATED OR OPEN TO THE AQUIFER
 WATER BEARING FORMATION
 NA: NOT AVAILABLE
 ----: MORE THAN 1 YEAR
 BETWEEN DATA POINTS
 LEFT SIDE: DEPTH TO WATER
 RIGHT SIDE: WATER ELEVATION
 BASE: YEAR
 ALL MEASUREMENTS IN FEET
 • WELL LOCATION
 CURRENT TO FALL 2003

MALAD BASIN (#15)**GROUND
WATER
HYDROGRAPHS**

WELL 15S36E-22ABA1



PREPARED BY THE IDAHO DEPARTMENT OF WATER RESOURCES NOV 2003 SB

SCANNED

SEP 23 2004

30911

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
 COUNTY OF ONEIDA)

Kristine D. Smith, being duly sworn, deposes and says: that she is the publisher of *The Idaho Enterprise*, a weekly newspaper published at Malad City, in the county of Oneida and State of Idaho; that said newspaper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad City, that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 27 consecutive weeks in the regular and entire issue of said newspaper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said newspaper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with 1-15, 2004, and ending with the issue of 1-22, 2004.

Kristine D. Smith
 STATE OF IDAHO)
)
 COUNTY OF ONEIDA)

On this 4 day of February in the year of 2004 before me, Susan J. Wittman, a Notary Public, personally appeared Kristine D. Smith, 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 she executed the same.

Susan J. Wittman
 Notary Public of Idaho
 My commission expires: 2-9-2006

**NOTICE OF PROPOSED
 CHANGE OF WATER RIGHT
 TRANSFER NO. 70958**

ELIASON LIVESTOCK LLC,
 23370 W OLD HWY 37,
 HOLBROOK ID 83252, has filed
 Application No. 70958 for
 changes to the following water
 rights within ONEIDA County:

Right No. 17-2044
 Priority 8/24/1959
 Source GROUND WATER
 Use IRRIGATION (123 acres)
 0.53 CFS 225.0 AFA
 Total Amount 0.53 CFS 225.0
 AFA
 Point(s) of Diversion S9 T14S
 R32E
 Place of Use S10 T14S R32E
 S15 T14S R32E Right No. 17-
 2027

Priority 7/2/1953
 Source GROUND WATER
 Use IRRIGATION (170 acres)
 1.20 CFS
 Total Amount 1.20 CFS
 Point(s) of Diversion S9 T14S
 R32E S15 T14S R32E

The purpose of the transfer is to
 change a portion of the above
 rights as follows:

This transfer proposes to
 combine two existing wells and
 two licenses into one permissible
 place of use. The new place of
 use is will be in Sec 9, 10, 15
 T14S R32E for 189 acres.

Protests may be submitted
 based on the criteria of Sec 42-
 222, Idaho Code.

Any protest against the proposed
 change must be filed with the
 Department of Water Resources,
 Eastern Region, 900 N Skyline
 Dr Ste A, Idaho Falls ID 83402
 together with a protest fee of
 \$25.00 for each application on or
 before February 02, 2004. The
 protestant must also send a copy
 of the protest to the applicant.

KARL J DREHER, Director
 Published on January 15 and 22,
 2004

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

15-7256

JEFFERY J THOMAS
 THOMAS G THOMAS
 3410 W 1000 N
 MALAD CITY ID 83252
 Point(s) of Diversion: NWNWNE
 S24 T14S R35E, ONEIDA
 County

Source GROUND WATER
 Use: IRRIGATION 04/01 To
 10/31 2.18 CFS

Total Diversion: 2.18 CFS
 Date Filed: 12/17/2003
 Place Of Use: IRRIGATION
 T14S R35E S24 NWNE SWNE
 NESE NWSE

Number of Acres 109
 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 filled
 with the Director, Dept. of Water
 Resource, Eastern Region, 900
 N Skyline Dr Ste A, Idaho Falls
 ID 83402 together with a protest
 fee of \$25.00 for each application
 on or before February 22, 2004.
 The protestant must also send a
 copy of the protest to the
 applicant.

KARL J DREHER, Director
 Published on January 15 and 22,
 2004

#3094 1/15/22/04/T2



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
January 07, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JEFFERY J THOMAS
2705 W 2000 N
MALAD CITY ID 83252

THOMAS G THOMAS
3410 W 1000 N
MALAD CITY ID 83252

RE: Application for Permit No 15-7256

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.

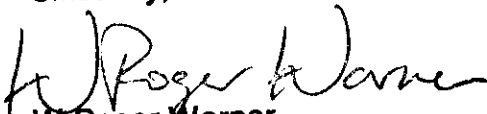
A legal notice of the application has been prepared and is scheduled for publication in the Idaho Enterprise on January 15 and 22, 2004. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

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.

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

Sincerely,


W. Roger Warner
Water Rights Supervisor

WRW:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
January 07, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Legal Notice Department
IDAHO ENTERPRISE
PO BOX 205
MALAD CITY ID 83252

RE: Transfer No. 70958 and Application for Permit No. 15-7256

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 February 2, 2004. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



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

15-7256

JEFFERY J THOMAS

THOMAS G THOMAS

3410 W 1000 N

MALAD CITY ID 83252

Point(s) of Diversion: NWNWNE S24 T14S R35E, ONEIDA County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 2.18 CFS

Total Diversion: 2.18 CFS

Date Filed: 12/17/2003

Place Of Use: IRRIGATION

T14S R35E S24 N WNE SWNE NESE NWSE

Number of Acres 109

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, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before February 22, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 15 and 22, 2004