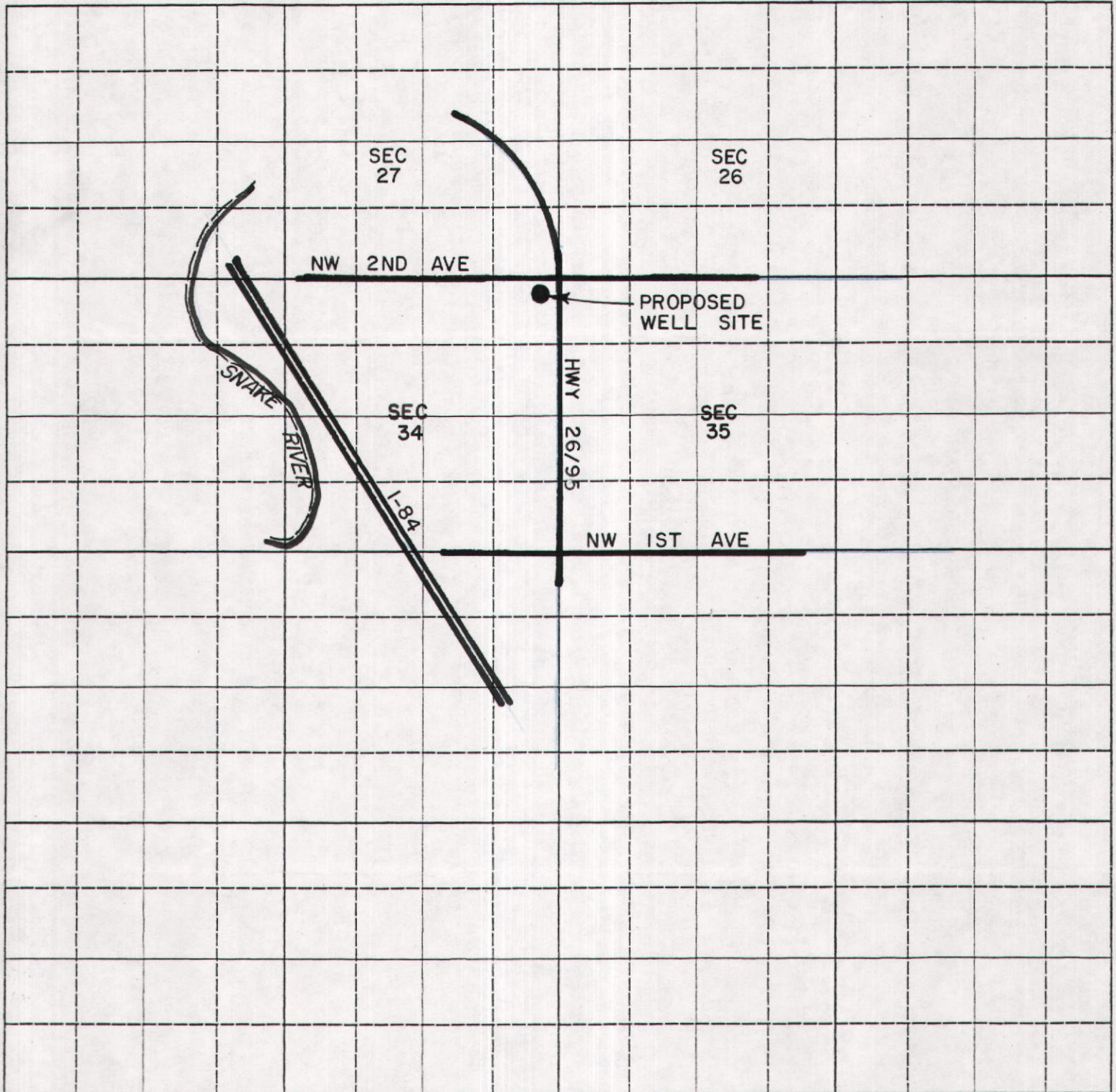


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

OCT 05 1988

Michael E. Holladay
(Applicant)
Project Engineer
Carol Lee Linder EXECUTIVE DIRECTOR
SLFE

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Department of Water Resources
Western Regional Office

DEC 28 1987

Copy of Notice

NOTICE OF APPLICATION FOR WATER RIGHT

TITLE OF PUBLICATION

DEPARTMENT OF WATER RESOURCES

SPONSOR OR PLAINTIFF

PLAINTIFF OR LEGAL AGENT

J. Dorothy Mason, being

duly sworn, deposes and says:

That she is the principal clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
TWO consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
NOV. 18, 1987, and ending with the issue
of NOV. 25, 1987.

Subscribed and sworn to before me this 26th day
of NOVEMBER, 1987.

Philip J. Rhinehart
Notary Public, Residing at Payette, Idaho.

My Commission Expires NOV. 28, 1992

NOTICE OF APPLICATION FOR WATER RIGHT
The following application(s) have been filed to ap-
propriate the public waters of the State of Idaho.
STUDENT LOAN FUND OF IDAHO
P.O. BOX 730, FRUITLAND, ID 83619
Source: GROUNDWATER
Diversion Pt: NENENE Sec 34 T 08N R 05W
Use: IRRIGATION (0.7 CFS)
DOMESTIC (0.2 CFS)
Date Filed: 10/13/1987
In: NENE Sec 34 T 08N R 05W FOR 35 ACRES
The permit(s) will be subject to all prior water rights.
Protests must be filed with the Director, Dept. of Water
Resources, Western Region, 2735 Airport Way, Boise,
Idaho 83705 on or before December 7, 1987.
R. KEITH HIGGISON, Dir.

Nov. 18, 25

NOTICE OF CORRECTION
Notice is hereby given that Application for a Water
Right Permit No. 65-12812 in the name of Student Loan
Fund of Idaho was published in error on November 18
and 25, 1987.
The number was not listed. WHEREAS, the number is
65-12812.
If issued, the permit will be subject to all prior water
rights. Protests against the granting of any permit must
be filed with the Director of the Department of Water
Resources, 2735 Airport Way, Boise, ID 83705 on or
before January 4, 1988.

No. 646

R. Keith Higginson, Dir.
Dec. 16, 23

STATEMENT Independent-Enterprise PAYETTE, IDAHO

Number of Lines 14 lines
Number of Insertions 2
14 Lines @ .72 ... \$ 10.08
14 Lines @ .54 ... \$ 7.56
TOTAL COST
WILL BE \$ 17.64

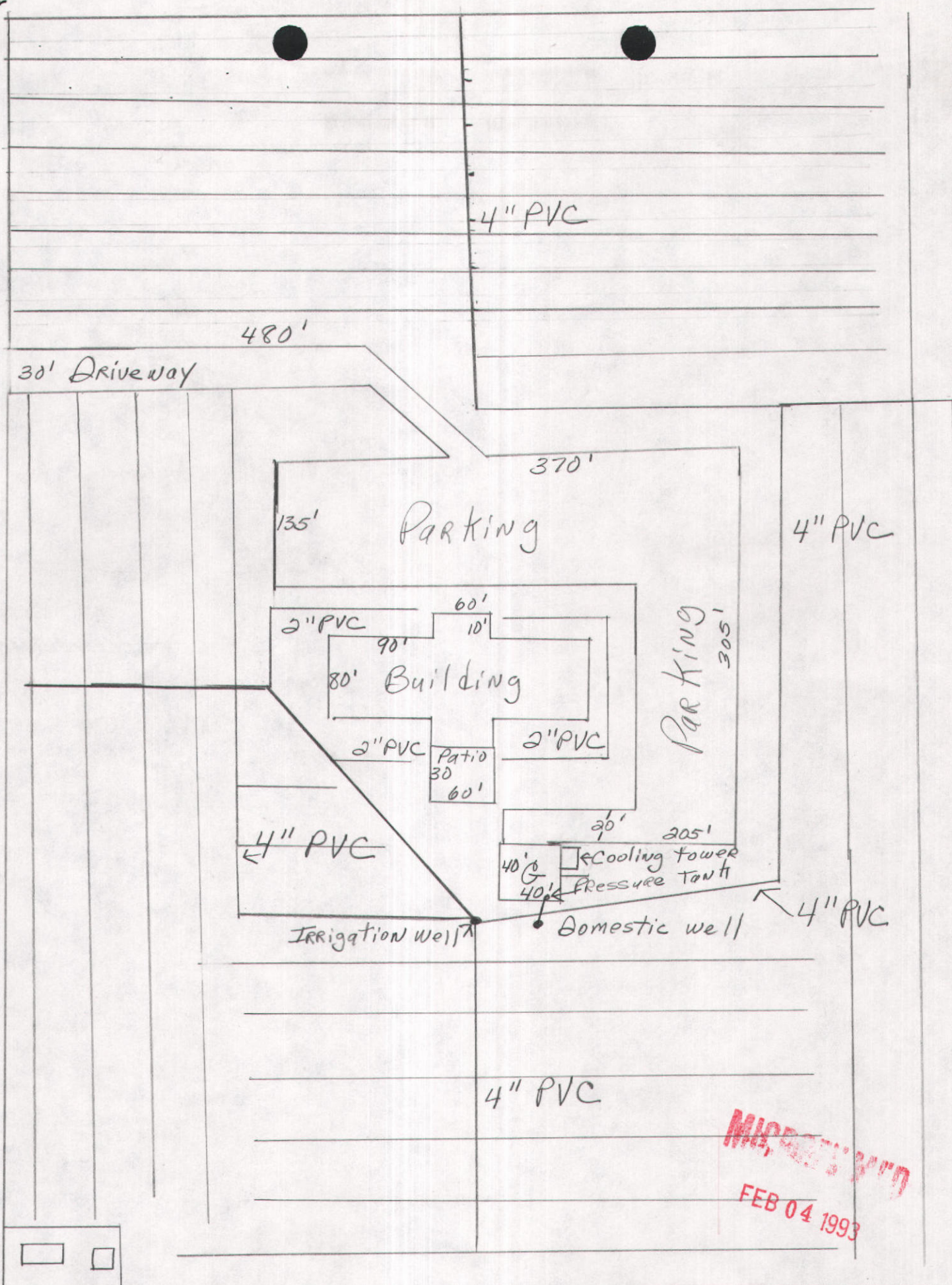
Department of Water Resources
Western Regional Office

DEC 22 1987

Department of Water Resources

NO. 646 Department of Water Resources

Hwy 95



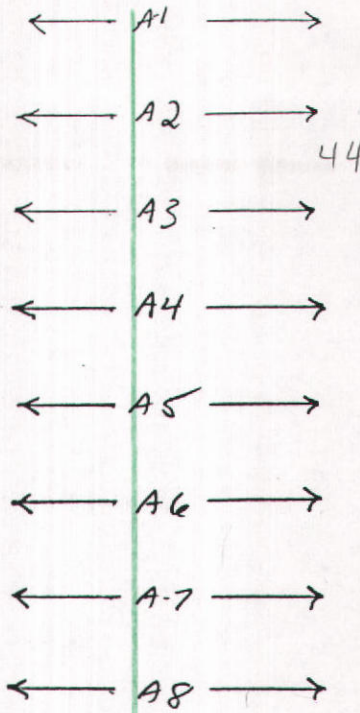
MIDWESTERN
FEB 04 1993

65-12812 System Diagram



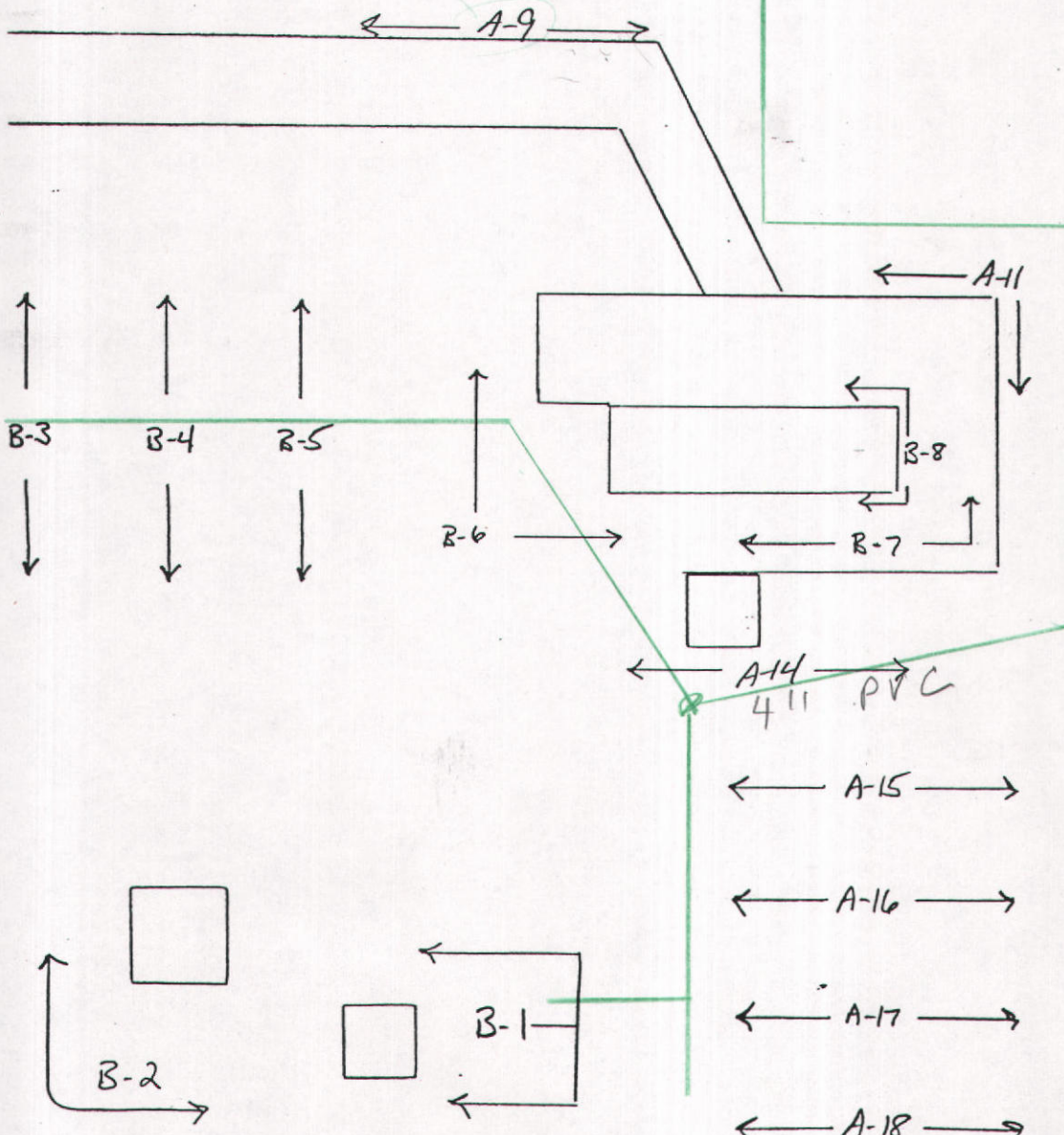
452-4622

P. O. BOX 469 / 704 N.W. 9th
FRUITLAND, IDAHO 83619



SLF1
SPRINKLER LAYOUT
1-1-90

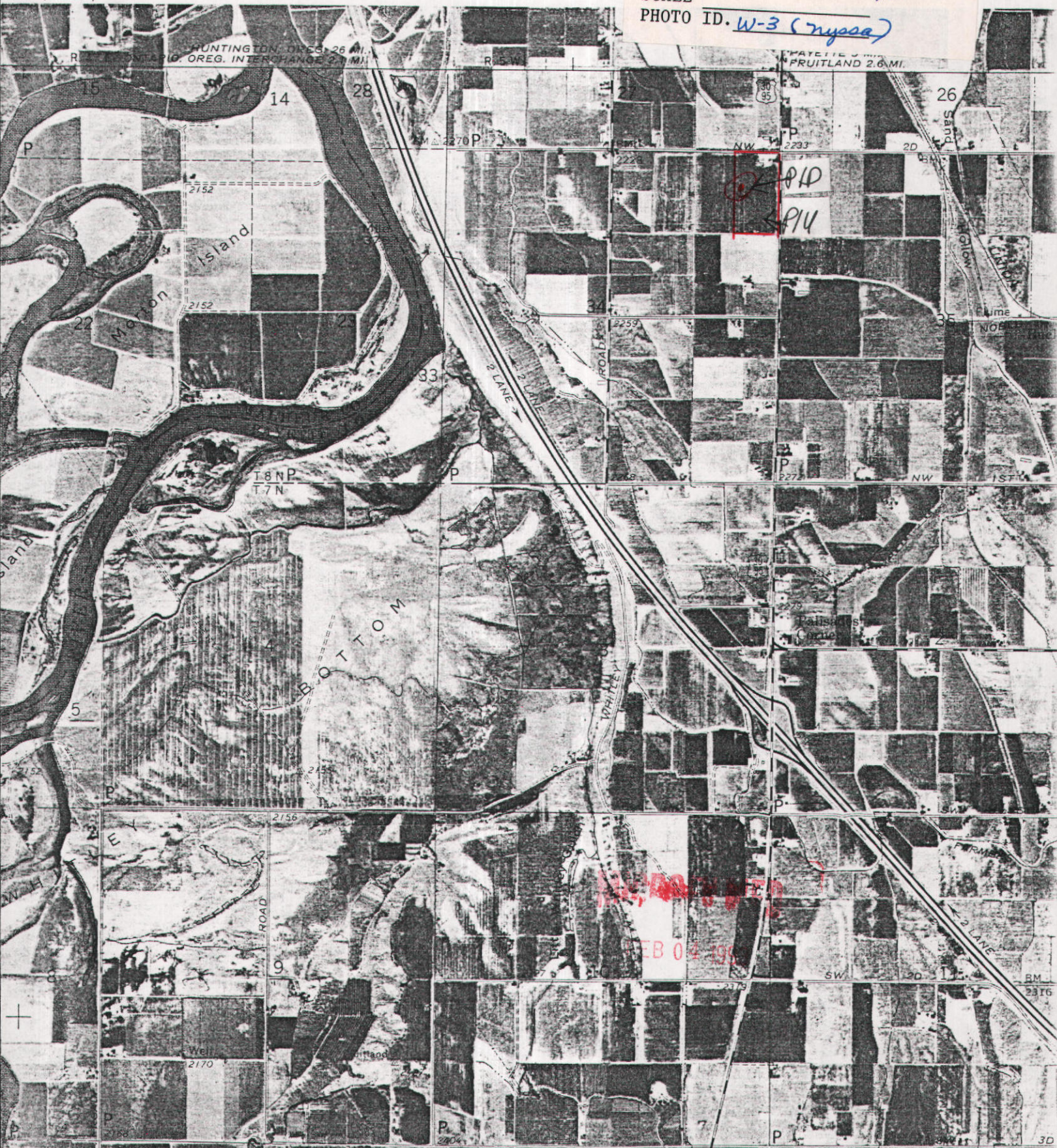
#40-44 nozzle size
used on I40 heads,
per Randy Howard



R5W

PERMIT 65-12812 INIT KKC
T. R. S. Q/Q
P/D BA SW 34 NE/NE/NE
SCALE
PHOTO ID. W-3 (nyssa)

FEET (OREG.)



05-12812

I-40

A Natural on the
Playing Field



Nozzle Number	PSI	Radius	GPM
41	50	52'	10.2
	60	53'	11.5
	70	54'	12.6
	80	55'	13.5
42	50	53'	11.0
	60	55'	12.3
	70	57'	13.5
	80	59'	14.4
43	50	58'	14.2
	60	59'	15.5
	70	61'	16.3
	80	63'	18.1
44	60	65'	20.0
	70	66'	21.8
	80	68'	23.8
	90	69'	24.9
45	60	69'	22.0
	70	72'	24.3
	80	73'	25.9
	90	74'	27.5

Data represents test results in zero wind. Adjust for local conditions. Radius may be reduced up to 30% with nozzle retaining screw.

PERFORMANCE CHART

← nozzle size where bucket measurement taken.

MODEL NUMBER EXPLANATION

I-40-XXX-XX

41-45 = Factory-installed nozzle number
00 or XX = Complete set of nozzles & stators

ADS = Adjustable with check valve and stainless steel riser
36S = Full circle with check valve and stainless steel riser

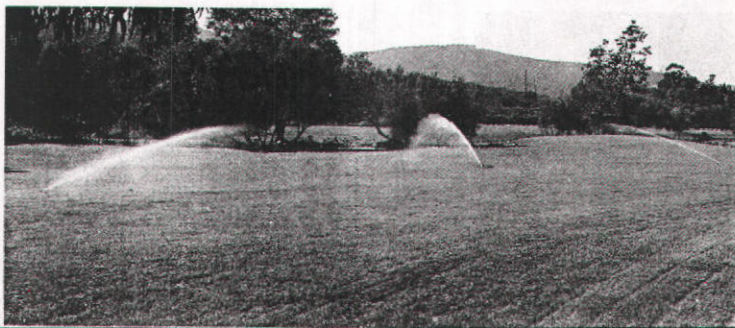
Model: 40 = Pop-up

Institutional Series Sprinkler

EXAMPLE : I-40-ADS-43

Institutional Series Model 40 ADjustable with Stainless steel riser and number 43 nozzle factory installed

MODEL NUMBER EXPLANATION



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65-12812



#1

P/D for commercial
well - irrigation well
is in the background.



#2

P/D - irrigation
well

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#3 - Building that contains pressure tanks for commercial system. The large unit next to building is the cooling stack for the closed heat pump system for the commercial office building.



#4.
View of booster pumps for the commercial heat pump system.

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65-12812



#5.
P14 - commercial
office building



#6.
P14. - part
of lawn area
irrigated.

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65-12812



#7. P/U - part of lawn
area irrigated. A 5-gallon
bucket measurement was
taken at the first sprinkler
head shown in picture.



#8.
Sprinkler head
where measurement
was taken.

APPROVED

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Maint is being performed on wells 1 & 4 now

Well nos 4 & 5 are north of the area

Well no. 14 does not appear to impact well no. 6. Static level today is 22 feet. Came up after water came into the ditch. Well No. 6 fluctuates 15 feet per year. No part of this system is chlorinated.

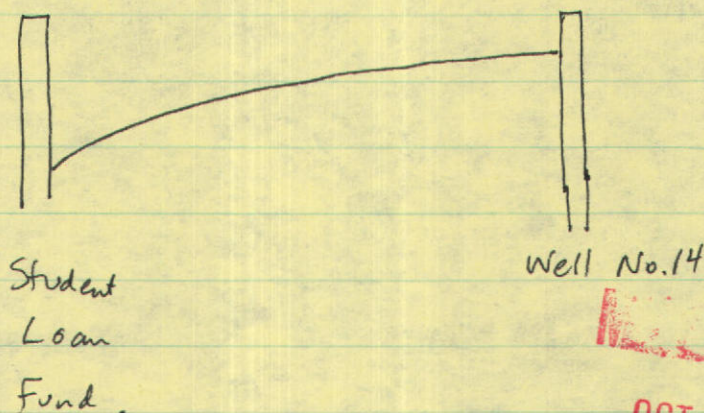
Charles F. Feast - Hydrogeologist for CH₂M Hill MS in Geology

Obtained well log data.

Loosely confined artesian system. Moderate to high transmissivity
20^K - 80,000 gpd/ft transmissivity

Drawdown effect based on 314 gpm continuous pumping would impact city wells to a max of ^{4 (corrected)} ~~3~~ feet (See report) (Well #14).
This includes $\frac{5}{12}$ of a 3 feet annual rise.

Exhibit C shows transmissivity of 78,000] this yields imperceptible drawdown
2.9' - the annual rise



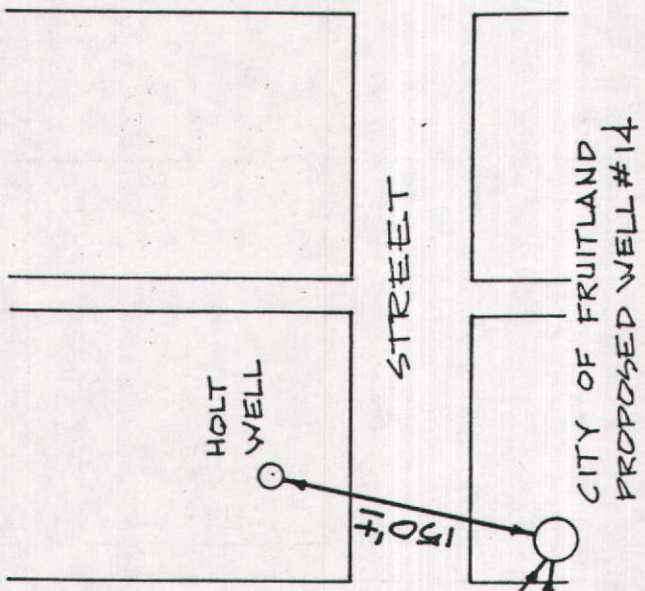
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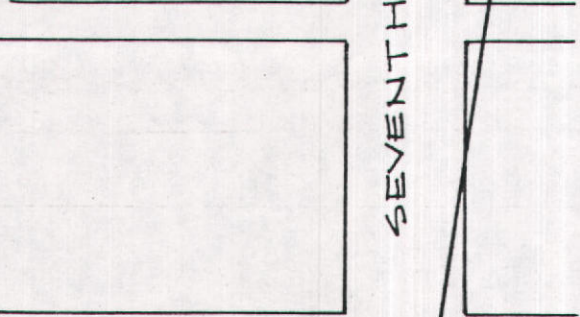
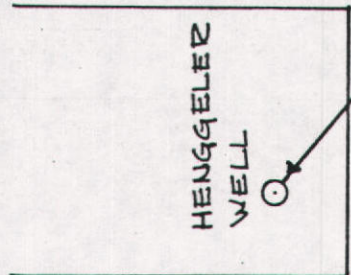
Holladay - Incentives for well water

1. Quality - coloration, turbidity, weed seeds
2. Early and late irrigation

PENNSYLVANIA AVE.



MINNESOTA AVE.

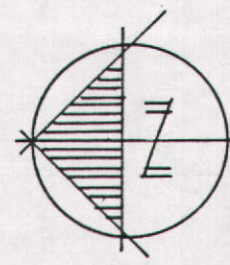


IOWA AVE.

FRUITLAND
SCH. DIST.
WELL

SEVENTH
STREET

CITY OF FRUITLAND
PROPOSED WELL #14



1"=100'

SCALE

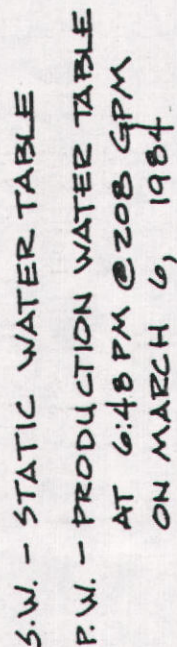
MICROFILMED

OCT 03 1988

JOB NO
050584
DATE
6/11/84

PROPOSED WELL #14

CITY OF FRUITLAND
PAYETTE CO., IDAHO



OCT 03 1988

PROPOSED WELL#14

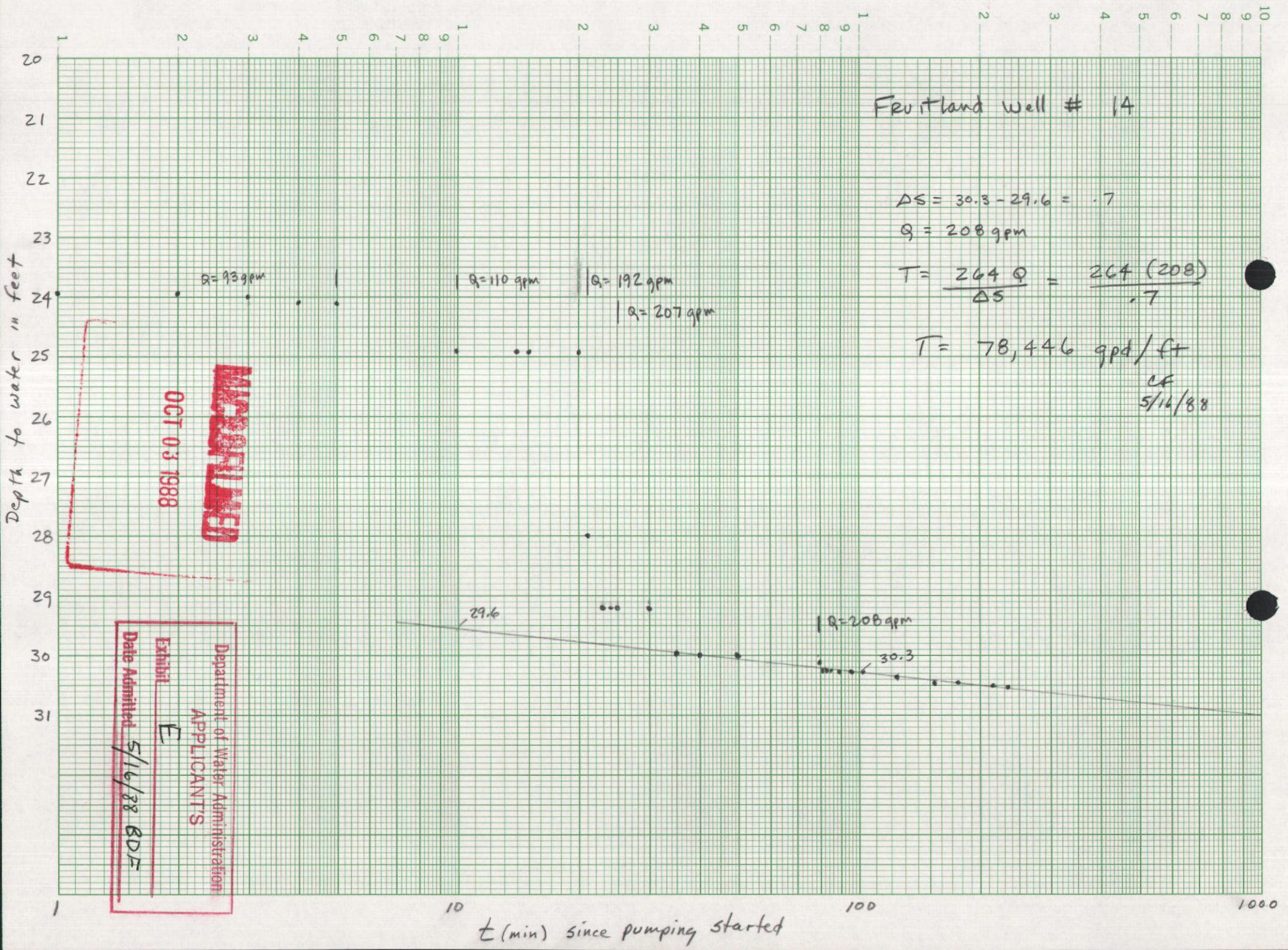
CITY OF FRUITLAND

PAYETTE CO.

IDAHO

JOB. NO. 1
050584

DATE
6/11/84



SOUTHWEST CANNERS, INC.
605 NW 4TH STREET
FRUITLAND, ID 83819

WATER CONSUMPTION FOR ABOVE MENTIONED INDUSTRIAL USER. READINGS TAKEN FROM THE 21ST TO THE 21ST OF EACH MONTH. THEY USE A COMPOUND METER, AND THE TOTAL MONTHLY CONSUMPTION IS OBTAINED BY COMBINING THE USAGE FROM BOTH METER DIALS. THE DAILY USAGE IS FIGURED ON 22 WORKING DAYS PER MONTH AND IS AN AVERAGE.

NOTE - THE GALLONS REPORTED BELOW FOR THE MONTHLY CONSUMPTION ARE IN THE MILLIONS AND THE GALLONS FOR DAILY CONSUMPTION ARE IN THE THOUSANDS, WITH THE EXCEPTION OF THE INSTALL/JAN. 1987 TOTAL MONTHLY GALLONS WHICH IS IN THE THOUSANDS.

INSTALLATION TO JAN. 1987	140,400	GALLONS - MONTH
(NO DAILY CONSUMPTION FIGURED FOR THIS PERIOD)		
JANUARY TO FEBRUARY 1987	2,657,470	GALLONS - MONTH
	129,885	GALLONS - DAILY
FEBRUARY TO MARCH 1987	3,520,160	GALLONS - MONTH
	160,007	GALLONS - DAILY
MARCH TO APRIL 1987	2,217,140	GALLONS - MONTH
	100,779	GALLONS - DAILY
APRIL TO MAY 1987	2,608,110	GALLONS - MONTH
	118,460	GALLONS - DAILY
MAY TO JUNE 1987	2,897,210	GALLONS - MONTH
	131,691	GALLONS - DAILY
JUNE TO JULY 1987	3,694,390	GALLONS - MONTH
	167,927	GALLONS - DAILY
JULY TO AUGUST 1987	2,873,140	GALLONS - MONTH
	130,597	GALLONS - DAILY
AUGUST TO SEPTEMBER 1987	2,469,280	GALLONS - MONTH
	112,240	GALLONS - DAILY
SEPTEMBER TO OCTOBER 1987	3,657,400	GALLONS - MONTH
	166,245	GALLONS - DAILY
OCTOBER TO NOVEMBER 1987	3,272,220	GALLONS - MONTH
	148,737	GALLONS - DAILY
NOVEMBER TO DECEMBER 1987	2,972,040	GALLONS - MONTH
	135,093	GALLONS - DAILY
DECEMBER 1987 TO JANUARY 1988	3,447,560	GALLONS - MONTH
	156,703	GALLONS - DAILY

MICROFILMED

OCT 03 1988

POOR QUALITY

JANUARY TO FEBRUARY 1988	2,808,260	GALLONS - MONTH
	127,648	GALLONS - DAILY
FEBRUARY TO MARCH 1988	3,439,600	GALLONS - MONTH
	156,345	GALLONS - DAILY
MARCH TO APRIL 1988	3,608,000	GALLONS - MONTH
	164,000	GALLONS - DAILY

THE TOTAL WATER CONSUMPTION FROM INSTALLATION TO APRIL 21, 1988 IS 46,481,380 (FORTY-SIX MILLION, FOUR HUNDRED AND EIGHTY-ONE THOUSAND, THREE HUNDRED EIGHTY GALLONS).

THE SEWER DISCHARGE TO THE CITY RANGES FROM 40% TO 60% OF THE MONTHLY WATER CONSUMPTION.

THE ABOVE INFORMATION IS SUPPLIED BY: CITY OF FRUITLAND
200 S. WHITLEY DRIVE
FRUITLAND, ID 83619

JERRY L. MORDHORST, WATER/WASTEWATER OPERATOR
MIKE HOLLADAY, CITY ENGINEER
RHONDA L. TWEEDY, WATER DEPARTMENT

MICROFILMED

OCT 03 1988

POOR QUALITY

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12812A

Priority: October 13, 1987

Maximum Diversion Rate:

0.52 CFS

Maximum Diversion Volume:

117.0 AF

This is to certify, that STUDENT LOAN FUND OF IDAHO
PO BOX 730

FRUITLAND ID 836190000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 13, 1987; and
has submitted Proof of Beneficial Use on August 29, 1989. An examination indicates
that the works have a diversion capacity of .670 cfs of water from:

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.52 CFS	117.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 34, Township 08N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	05W	34	NENE	26		26

Total number of acres irrigated: 26

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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State of Idaho
Department of Water Resources

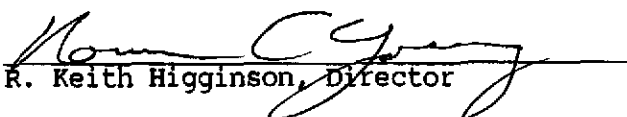
WATER RIGHT LICENSE

WATER RIGHT NO. 65-12812A

CONDITIONS/REMARKS:

6. The right holder is responsible to insure that pumpage under this right does not cause the water level to significantly decline in any domestic well in use prior to 3-29-1978 or to cause the water level in any other well to exceed a reasonable pumping level, unless in either instance, the holder of the prior water right receives reasonable compensation or mitigation for the reduced water level caused directly or indirectly by the withdrawal of water under this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 18th day of DECEMBER, 1992.

Acting for  R. Keith Higginson, Director

FEB 04 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12812B

Priority: October 13, 1987

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

0.8 AF

This is to certify, that STUDENT LOAN FUND OF IDAHO

PO BOX 730

FRUITLAND ID 836190000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 13, 1987; and has submitted Proof of Beneficial Use on August 29, 1989. An examination indicates that the works have a diversion capacity of .170 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.11 CFS	0.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 34, Township 08N, Range 05W
PAYETTE County

PLACE OF USE: DOMESTIC
TWN RGE SEC

08N 05W 34

NENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The right holder is responsible to insure that pumpage under this right does not cause the water level to significantly decline in any domestic well in use prior to 3-29-1978 or to cause the water level in any other well to exceed a reasonable pumping level, unless in either instance, the holder of the prior water right receives reasonable compensation or mitigation for the reduced water level caused directly or indirectly by the withdrawal of water under this right.
6. Domestic use is for an office building.

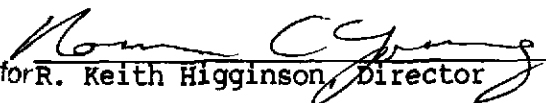
FEB 04 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12812B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 18th
day of DECEMBER, 1992.


Acting for R. Keith Higginson, Director

FEB 04 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 65-12812

SOURCE: Ground Water

Student Loan Fund of Idaho

Applicant,

COUNTY: Payette

City of Fruitland,

Protestant.

PROPOSED MEMORANDUM DECISION AND ORDER
APPROVING APPLICATION FOR PERMIT NO. 65-12812

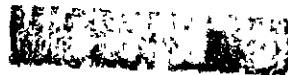
BY HEARING OFFICER BOBBY D. FLEENOR.

Student Loan Fund of Idaho having filed with the Department of Water Resources Application for Permit No. 65-12812 to appropriate unappropriated water; a protest having been received; and a hearing having been held, the Department finds, concludes and orders as follows:

FINDINGS OF FACT

The Application

1. On October 13, 1987, the Student Loan Fund of Idaho (hereinafter applicant) applied to the Department of Water Resources for a permit to appropriate 0.20 cubic feet per second (cfs) of water from ground water to be used for domestic purposes year around, and 0.44 cfs to be used for irrigation purposes during the period from April 1 through November 1 each year, for a total of 0.64 cfs. The proposed points of diversion were to be two wells located within the NE1/4 NE1/4 NE1/4, Sec. 34, Twp. 8 N., Rge. 5 W., B.M., Payette County, and the location of the proposed place of use was to be 22 acres



OCT 13 1988

Existing Water Rights

7. The City of Fruitland presently uses ground water to satisfy municipal demands. Currently this water is drawn from ten (10) active wells located within or near the city limits. This water use is recorded on two (2) decreed water rights, Nos. 65-2783 and 65-7049; four (4) licensed water rights, Nos. 65-7611, 65-12099, 65-12370 and 65-12710; and one (1) permitted water right, No. 65-12766. In addition, the City of Fruitland has one (1) permitted water right, No. 65-12390, for the diversion of water from the Payette River.

8. Within one mile of the location of the wells proposed under this application are at least two wells used for domestic purposes.

Availability of Water

9. Both of the wells described in the application have been drilled. The well driller's report indicates that the well intended to be used for domestic purposes is a 6 (six) inch well drilled to a depth of 100 feet. Water bearing material is shown to have been encountered from depths of 40 to 63 feet. The well that was drilled for irrigation purposes is shown to be an 8 (eight) inch well drilled to a depth of 65 feet. Water bearing material is shown to have been encountered from depths of 35 to 59 feet.

10. Of the ten (10) operational wells that the protestant utilizes, the one that is located nearest to the applicant's wells is Well No. 14, located about 3250 feet to the north. According to a report by the Holladay Engineering Company, this well was originally drilled to a depth of about 400 feet. Potable water was encountered in water bearing materials from depths of 35 to 60 feet. The report describes two deeper water bearing strata, both of which contain hydrogen sulfide gas which makes them unacceptable as domestic sources. On March 4, 1988, a pump test was conducted on Well No. 14. This test demonstrated that the water bearing strata in the 35 to 60 feet range is highly transmissive,

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and pumping Well No. 14 creates little drawdown on a well located 150 feet from Well No. 14.

11. Information provided regarding the ground water aquifer that is located within 60 feet of the surface indicates that this aquifer is annually recharged from the extensive surface irrigation that occurs in the Fruitland area.

12. Unrefuted testimony indicates that there is a valid, active water right held by Farmers Cooperative Irrigation Company, Ltd. for the irrigation of the 35 acres of land identified on the application. The surface delivery system, for which the source is the Payette River, typically provides irrigation water that can be used on a continuous basis from mid-April through mid-October. The applicant has indicated that this surface water is less desirable than ground water for the irrigation of lawn grass, because it may be contaminated with weed seeds, and it is not available to be diverted early and late in the season.

Impact on Existing Water Rights

13. An unrefuted analysis prepared by Charles Feast, P.G., expert witness on behalf of the applicant, demonstrates that, based on continuous pumping of the proposed irrigation system at the rate of 0.70 cfs (314 gpm) during the entire requested season of 153 days, there is a predicted impact on protestant's Well No. 14 of less than 4.0 feet. The assumption of continuous pumping for the entire season is not reasonable, as more than twice the amount of water needed for irrigation would be pumped. The analysis also did not consider the 3 feet of recharge that occurs each year during the irrigation season.

14. The potential impact of the proposed diversion on nearby domestic wells was not analyzed in the report.

UNRECORDED
OCT 03 1968

Local Public Interest

15. The applicant has provided a positive economic impact in the Fruitland area by providing employment opportunities.

CONCLUSIONS OF LAW

Applicable Legal Principles

1. Idaho Code, Sec. 42-203A(5) (Supp. 1987) states in part as follows:

The director of the department of water resources shall find and determine from the evidence presented to what use or uses the water sought to be appropriated can be and are intended to be applied. In all applications whether protested or not protested, where the proposed use is such (a) that it will reduce the quantity of water under existing water rights, or (b) that the water supply itself is insufficient for the purpose for which it is sought to be appropriated, or (c) where it appears to the satisfaction of the department that such application is not made in good faith, is made for delay or speculative purposes, or (d) that the applicant has not sufficient financial resources with which to complete the work involved therein, or (e) that it will conflict with the local public interest, where the local public interest is defined as the affairs of the people directly affected by the proposed use; the director of the department of water resources may reject such application and refuse issuance of a permit therefor, or may partially approve and grant a permit for a smaller quantity of water than applied for, or may grant a permit upon conditions.

2. Idaho Code, Sec. 42-226 (Supp. 1987) states in part as follows:

The traditional policy of the State of Idaho, requiring the water resources of this state to be devoted to beneficial use in reasonable amounts through appropriation, is affirmed with respect to the ground water resources of this state as said term is hereinafter defined and, while the doctrine of "first in time is first in right" is recognized, a reasonable exercise of this right shall not block full economic development of the underground water resources.

3. Domestic wells drilled prior to [March 29,] 1978, are exempt from the provisions of Idaho Code, Sec. 42-226. Parker v. Wallentine, 103 Idaho 506, 510 (1982).

4. Article XV, Sec. 3 of the Constitution of the State of Idaho states in part as follows:

Priority of appropriation shall give the better right as between those using the water; but when the waters of any natural stream

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are not sufficient for those desiring the use of the same, those using the water for domestic purposes shall (subject to such limitations as may be prescribed by law) have the preference over those claiming for any other purpose... But the usage by such subsequent appropriators shall be subject to such provisions of law regulating the taking of private property for public and private use, as referred to in section 14 of article I of this Constitution.

5. Consideration of the local public interest criterion of Idaho Code, Sec. 42-203A(5) (Supp. 1987) is defined by the Department Water Appropriation Rules and Regulations, Rule 5,1,5, to include:

... the effect the project will have on the economy of the local area affected by the proposed use as determined by the employment opportunities, both long and short term, revenue changes to various sectors of the economy, short and long term, and the stability of revenue and employment gains; the effect the project will have on recreation, fish and wildlife resources in the local public area affected by the proposed; and compliance with applicable air, water and hazardous substance standards, and compliance with planning and zoning ordinances of local or state government jurisdictions.

6. Irrigation of landscaping is considered to be a beneficial use of water in Idaho.

Application of Legal Principles

Availability of Water

7. There appears to be sufficient water available in the ground water aquifer to satisfy additional demands, including the use proposed under this application. The aquifer is recharged each year from the canals and the surface flood irrigation of the area.

Impact on Existing Water Rights

8. Diversion of this water right as proposed will likely lower the water level in neighboring wells. However, the projected declines are not predicted to be excessive, and resulting depths to water are predicted to remain at reasonable levels.

9. Domestic wells drilled prior to March 29, 1978 are not subject to

OCT 06 1988

the reasonable ground water pumping level requirement, and are not allowed to be adversely impacted by a new appropriator without compensation. The City of Fruitland's well No. 14 did not cause a significant drawdown in wells within 150 feet and, therefore, it is not expected that significant drawdown will be caused by the applicant's well.

Local Public Interest

10. With respect to this proposed project, the applicable factor related to local public interest is whether the project will have a positive effect on the local economy. The applicant has demonstrated that the project will have a positive effect.

ANALYSIS

Although irrigation of landscaping is considered to be a beneficial use of water in Idaho, the question in this matter is whether the ground water supply should be allowed to be used to irrigate lands that already have an adequate supply from a surface water source. As described above, information relative to the aquifer indicates that the proposed diversion will probably not appreciably impair the available flows in any of the protestant's wells. However, given the possibility that there will be an impairment, should the use of the ground water source be allowed?

The source that is chosen by a water appropriator is not dictated by the State. Evaluation of which source would be most advantageous for neighboring water users, or most available for development, is conducted at the discretion of the applicant. If a determination is made that the proposed use from a given source will satisfy the five review criteria cited in Section 42-203A(5), Idaho Code (Supp. 1987), then the application will be granted even if another source is available. In this situation, additional appropriations from ground water appear to be available even though an adequate surface water

OCT 03 1988

supply also exists.

The protestant has expressed a concern that approval of this water right for irrigation purposes will inhibit and impair the potential for future growth of the City of Fruitland. If a determination is made at some time in the future that there is not sufficient water for irrigation use and domestic use, the protestant would have the opportunity to seek to obtain this water right under the provisions of Article XV, Sec. 3 of the Constitution of the State of Idaho.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Application for Permit No. 65-12812 is APPROVED subject to the following conditions:

1. This water right is subject to all prior water rights.
2. A flow measurement port or other device as specified by the Department shall be installed by the permit holder at each point of diversion to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. The permit holder is responsible to insure that pumpage under this water right does not cause the water level to significantly decline in any domestic well in use prior to March 29, 1978 or to cause the water level in any other well to exceed a reasonable pumping level, unless in either instance, the holder of the prior water right receives reasonable compensation or mitigation for the reduced water level caused directly or indirectly by the withdrawal of water under this permit.
4. Proof of construction of works and application of water to beneficial use shall be submitted on or before the date indicated on the final order.

RECORDED

OCT 03 1988

Dated this 15th day of July, 1988.


BOBBY D. FLEENOR,
Hearing Officer

CERTIFICATE OF MAILING

I hereby certify that on this the 18th day of July, 1988, true and correct copies of the foregoing ORDER ISSUING PROPOSED MEMORANDUM DECISION and PROPOSED MEMORANDUM DECISION AND ORDER, were mailed, postage prepaid to each of the following parties:

Student Loan Fund of Idaho
P. O. Box 730
Fruitland, ID 83619

Mayor Joseph P. Wozniak
City of Fruitland
P. O. Box 324
Fruitland, ID 83619

William F. Gigray, III
Attorney at Law
P. O. Box 640
Caldwell, ID 83605

Gordon S. Nielson
Attorney at Law
P. O. Box 273
Boise, ID 83701


RITA I. FLECK
Secretary/Records Manager

RECEIVED
JUL 20 1988

OCT 05 1988

RECEIVED

Form 202
6/85

OCT 13 1987

STATE OF IDAHO

Ident No 65-12812

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1 Name of applicant Student Loan Fund of Idaho Phone 452-4058

Post office address P.O. Box 730 Fruitland, ID 83619

2. Source of water supply Groundwater which is a tributary of _____

3 Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt Lot _____

Sec 34 Township 8N Range 5W B.M. Payette County, additional

points of diversion if any: 2 wells in same TRACT, 20' APART.

4 Water will be used for the following purposes Changes per phone conv. with M. Holladay 10/14/87
S.2.

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

Amount 0.44 for Irrigation purposes from 4-1 to 11-1 (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) 0.64 and/or (b) _____
cubic feet per second acre feet per annum

6 Proposed diverting works

a. Description of ditches, flumes, pumps, headgates, etc Well and pump and motor assembly

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

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage

_____ to _____ inclusive.

c Proposed well diameter is 10" inches; proposed depth of well is 100 feet

d Is ground water with a temperature of greater than 90°F being used? No

7 Time required for the completion of the works and application of the water to the proposed beneficial use is

0.0 ALLOW 1 YR.
years (minimum 1 year)

OCT 03 1988

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. One office complex 100 employees
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	5W	34	35 22																35 22
		34	D																

Total number of acres to be irrigated 35
22

10 Describe any other water rights used for the same purposes as described above N/A

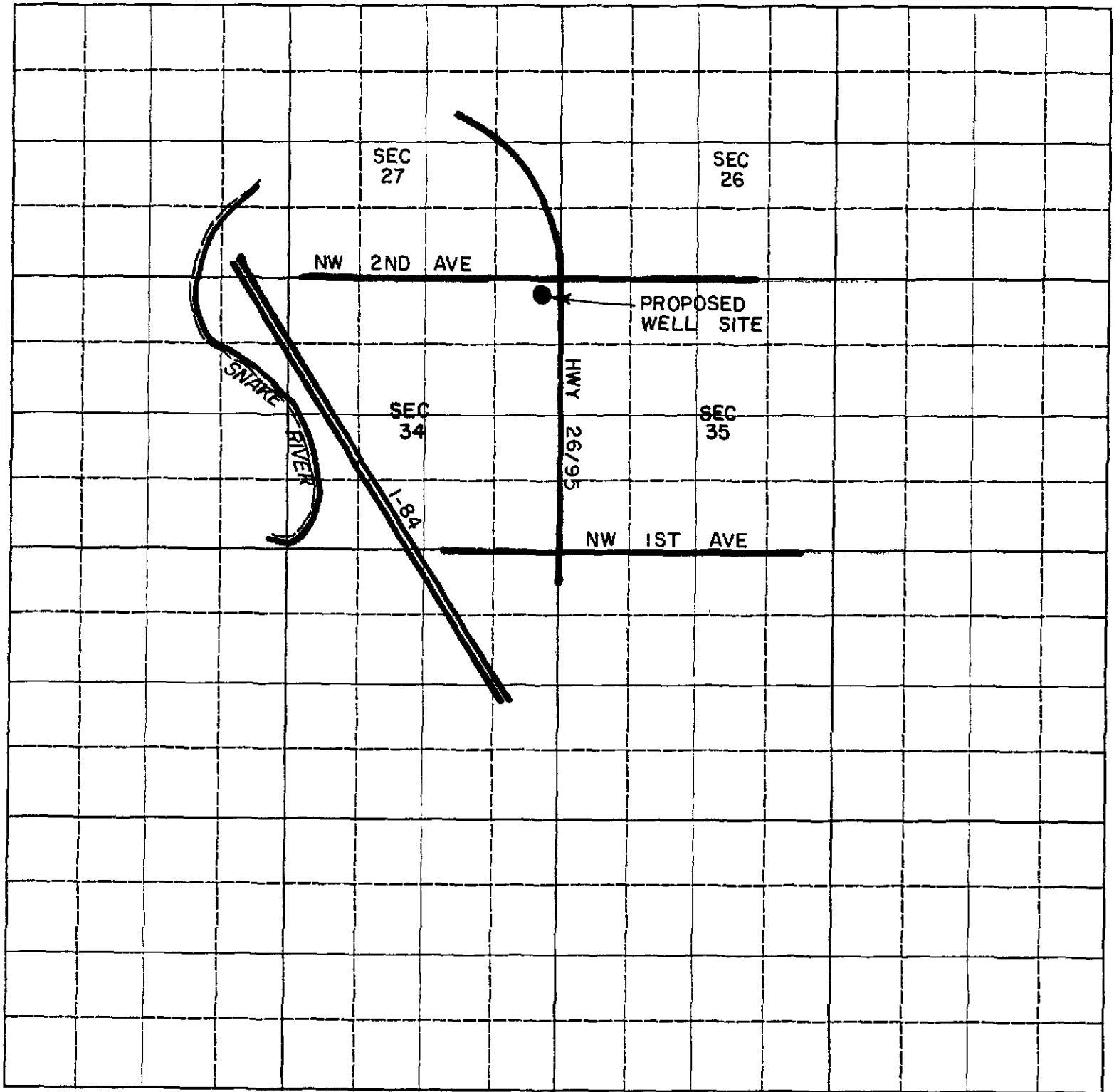
11. a Who owns the property at the point of diversion? Student Loan Fund of Idaho
- b Who owns the land to be irrigated or place of use? Student Loan Fund of Idaho
- c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

12 Remarks: 1 well - domestic use
1 well - irrigation use

INDEXED

OCT 03 1988

13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale 2 inches equal 1 mile

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

OCT 05 1988

Michael E. Holladay
(Applicant)

Project Engineer
Carroll W. Lusk EXECUTIVE DIRECTOR
SLP

Received by JS Date 10-13-87 Time 3:15 Preliminary check by JS
Fee \$ 45.00 Receipted by SL # 43964 Date 9/14/87
Publication prepared by SP Date 11/10/87 Published in INDEPENDENT ENTERPRISE
Publication approved AP Date 12/22/87

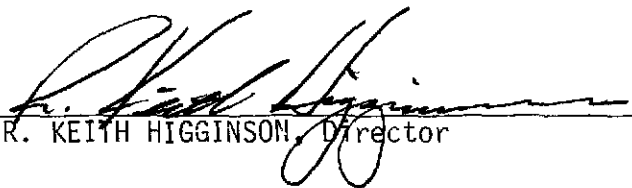
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-12812, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 89
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit
- e Other PURSUANT TO PROPOSED MEMORANDUM DECISION AND ORDER AND ORDER ISSUING FINAL DECISION.

Dated this 6th day of September, 1988.


R. KEITH HIGGINSON, Director

MAINTAINED

OCT 03 1988

CERTIFICATE OF MAILING

I hereby certify that on this the 6th day of September, 1988, a true and correct copy of the foregoing ORDER ISSUING FINAL DECISION, was mailed, postage prepaid to each of the following parties:

Student Loan Fund of Idaho
P. O. Box 730
Fruitland, ID 83619

Mayor Joseph P. Wozniak
City of Fruitland
P. O. Box 324
Fruitland, ID 83619

William F. Gigray, III
Attorney at Law
P. O. Box 640
Caldwell, ID 83605

Gordon S. Nielson
Attorney at Law
P. O. Box 273
Boise, ID 83701



RITA I. FLECK
Secretary/Records Manager

RECEIVED

OCT 03 1988

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

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 65-12812 IN THE NAME OF)
THE STUDENT LOAN FUND OF IDAHO)

ORDER ISSUING
PROPOSED MEMORANDUM
DECISION

R. Keith Higginson, Director of the Department of Water Resources, having reviewed the attached proposed decision prepared by his appointee, BOBBY D. FLEENOR, who conducted the hearing or who has read the record in the this case, hereby approves the same as a proposed decision pursuant to Idaho Code, Sec. 67-5211.

Each party to these proceedings who appeared at the hearing is given the opportunity, pursuant to Idaho Code, Sec. 42-1701A and 67-5211, to file exceptions to the proposed decision and to present briefs and oral arguments. If no timely and proper exceptions are received, an order by the Director will be entered adopting the proposed decision as his final decision.

I.
EXCEPTIONS

A. To be considered by the Director, exceptions must:

1. be received by the Director on or before the 15th day following the day of service of this Order and the proposed decision,

2. specifically identify the portions of the proposed decision to which exceptions are made and specifically state the grounds for those exceptions, and

3. be sent to each of the parties who appeared or their attorneys.

II.
BRIEFS

A. Any briefs in support of exceptions to the proposed decision shall be filed with the Director at the same time that party's exceptions are filed with the Director.

B. All response briefs to the exceptions must be filed with the Director within 15 days after the exceptions were served upon the responding party.

MICROFILMED

OCT 05 1988

III.

A. No oral arguments before the Director on the proposed decision will be held unless specifically requested by a party filing exceptions to the proposed decision and unless that request is filed with the Director concurrently with the filing of that party's exception.

B. If oral arguments have been properly requested by a party filing exceptions, any other party, upon reasonable notice to the Director, shall have the right to present oral argument in response to the exceptions filed.

C. Oral arguments before the Director on exceptions to the proposed decision shall be heard at the discretion of the Director, pursuant to Idaho Code, Sec. 42-1701A. If oral arguments are to be heard, the Director will, within a reasonable time, notify each party of the place, date and hour the oral arguments will take place and of the period of time allocated for the arguments of this case. Unless the Director orders otherwise, all oral arguments shall be heard in Boise, Idaho.

IV.

CERTIFICATE OF SERVICE

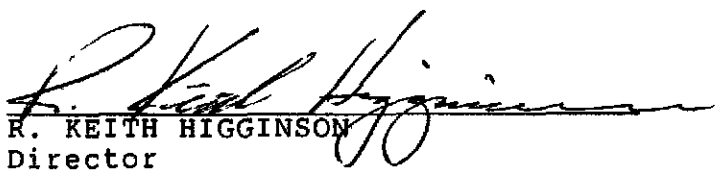
All exceptions, briefs, requests oral arguments and other matters filed with the Director in connection with the proposed decision shall be served on all other parties to these proceedings in accordance with Rule 7.2.

V.

FINAL DECISION

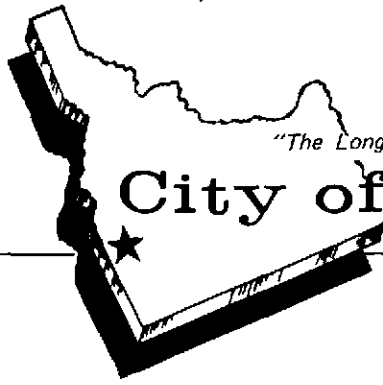
Following the submission of all exceptions, briefs and oral arguments, if they are heard, the Director shall issue a final decision adopting, modifying or rejecting and replacing the proposed decision. Copies of the decision and order shall be served on all parties.

Dated this 15th day of July, 1988.


R. KEITH HIGGINSON
Director

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OCT 05 1988



"The Longest Little City In Idaho"

City of Fruitland

Area Code 208
Phone 452-4421

P O. Box 324
FRUITLAND, IDAHO 83619

24 December 1987

Director of Water Resources
2735 Airport Way
Boise, Idaho 83705

RE: PROTEST - WATER RIGHT PERMIT NO. 65-12812

Dear Director,

The Mayor and City Council of the City of Fruitland hereby protest the granting of the above-mentioned permit to Student Loan Fund of Idaho for irrigation purposes. There is no protest for domestic use.

It is our understanding that the 0.7 CFS represents 300-400 GPM and the use for irrigation purposes seems very unwise as ditch water is available from either West Side Lateral or Henggeler Ditch via Farmers Cooperative Irrigation Co.

The City currently has four operational wells on the south end of town and we feel this irrigation well could be very detrimental to the current and future status of our growing community.

We would appreciate your encouragement of the use of the existing ditch rights on the property.

Sincerely,

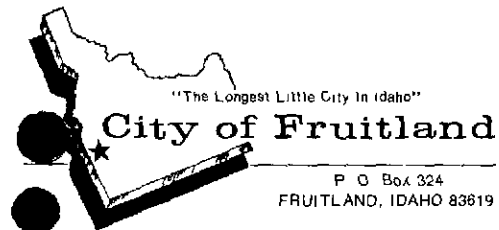
Joseph P. Wozniak, Mayor

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OCT 05 1988

RECEIVED
DEC 28 1987

Department of Water Resources
Western Regional Office



Director of Water Resources
2735 Airport Way
Boise, Idaho 83705



83619 100



Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Department of Water Resources
Western Regional Office

DEC 28 1987

Copy of Notice

NOTICE OF APPLICATION FOR WATER RIGHT

TITLE OF PUBLICATION

DEPARTMENT OF WATER RESOURCES

SPONSOR OR PLAINTIFF

PLAINTIFF OR LEGAL AGENT

I, Dorothy Mason

, being

duly sworn, deposes and says:

That *she* is the *principal clerk* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
TWO consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
NOV. 18, 19 87, and ending with the issue
of NOV. 25, 19 87.

Subscribed and sworn to before me this 26th day
of NOVEMBER, 19 87.

Philip J. Pinchault
Notary Public, Residing at Payette, Idaho

My Commission Expires NOV. 28, 19 92

STATEMENT Independent-Enterprise PAYETTE, IDAHO

Number of Lines 14 lines

Number of Insertions 2

14 Lines @ .72 ... \$ 10.08

14 Lines @ .54 ... \$ 7.56

TOTAL COST
WILL BE \$ 17.64

NOTICE OF APPLICATION FOR WATER RIGHT
The following application(s) have been filed to ap-
propriate the public waters of the State of Idaho.

STUDENT LOAN FUND OF IDAHO
P.O. BOX 738, FRUITLAND, ID 83619

Source: GROUNDWATER

Diversion Pt: NENENE Sec 34 T 08N R 05W

Use: IRRIGATION (0.7 CFS)

DOMESTIC (0.2 CFS)

Date Filed: 10/13/1987

In: NENE Sec 34 T 08N R 05W FOR 35 ACRES

The permit(s) will be subject to all prior water rights.
Protests must be filed with the Director, Dept. of Water
Resources, Western Region, 2735 Airport Way, Boise,
Idaho 83705 on or before December 7, 1987.

R. KEITH HIGGISON, Dir.

No. 646

Nov. 18, 25

Notice is hereby given that Application for a Water
Right Permit No. 65-12812 in the name of Student Loan
Fund of Idaho was published in error on November 18
and 25, 1987.

The number was not listed. WHEREAS, the number is
65-12812.

Any person claiming a prior water
right must file a protest with the Department of Water
Resources, 2735 Airport Way, Boise, ID 83705, on or
before January 4, 1988.

No. 646

R. Keith Higgison, Dir.

Dec. 16, 23

RECEIVED
DEC 31 1987

Department of Water Resources
Western Regional Office

DEC 22 1987

DEC 24 1987

Department of Water Resources

No. 646 Department of Water Resources

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Copy of Notice

NOTICE OF APPLICATION FOR WATER RIGHT

TITLE OF PUBLICATION

DEPARTMENT OF WATER RESOURCES

SPONSOR OR PLAINTIFF

PLAINTIFF OR LEGAL AGENT

I, Dorothy Mason, being
duly sworn, deposes and says:

That she is the principal clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
TWO consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with NOV. 18,
19 87, and ending with the issue
of NOV. 25, 19 87.

Subscribed and sworn to before me this 26th day
of NOVEMBER, 19 87.

Philip J. Rhinehart
Notary Public, Residing at Payette, Idaho.

My Commission Expires NOV. 28, 19 92.

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines 14 lines

Number of Insertions 2

14 Lines @ .72 ... \$ 10.08

14 Lines @ .54 ... \$ 7.56

TOTAL COST
WILL BE \$ 17.64

NOTICE OF APPLICATION FOR WATER RIGHT
The following application(s) have been filed to ap-
propriate the public waters of the State of Idaho.
STUDENT LOAN FUND OF IDAHO
P.O. BOX 730, FRUITLAND, ID 83619
Source: GROUNDWATER
Diversion Pt: NENENE Sec 34 T 08N R 05W
Use: IRRIGATION (0.7 CFS)
DOMESTIC (0.2 CFS)

Date Filed: 10/13/1987
In: NENE Sec 34 T 08N R 05W FOR 35 ACRES
The permit(s) will be subject to all prior water rights.
Protests must be filed with the Director, Dept. of Water
Resources, Western Region, 2735 Airport Way, Boise,
Idaho 83705 on or before December 7, 1987.
KEITH HIGGISON, Dir. Nov. 18, 25

RECEIVED
DEC 2 1987

Department of Water Resources
Western Regional Office

OCT 26 1988

NO

646

PART A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 21, 1992

STUDENT LOAN FUND OF IDAHO
PO BOX 730
FRUITLAND ID 836190000

RE: WATER RIGHT NO. 65-12812A

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

DEC 24 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 9, 1992

STUDENT LOAN FUND OF IDAHO
PO BOX 730
FRUITLAND ID 836190000

RE: WATER RIGHT NO. 65-12812A

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

FEB 04 1993

LICENSE REVIEW CHECKLIST

Permit # 65-12812A
(IRR)

Date 11-03-92
CS

	<u>Yes</u>	<u>No</u>	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>26 x .02 = .52 cfs (IRR)</u>
	☐	☒	Disagree with Theoretical?
	☐	☒	Limited by Capacity? <u>.167 cfs</u> (measured)
TOTAL VOLUME			Rate/ac <u>4.5</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>4-1 to 11-1 Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
	☐	☒	<u>52 x 26 x 4.5 = 117 afa (IRR)</u>
	☐	☒	Limited by Flow? <u>.52 x 214 x 19835 = 220.7 > 117</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source
	☐	☒	Notice of Intent to Void.
P/D	☐	☒	Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
P/U	☐	☒	Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☒	☐	Other <u>MOD #3</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>R32</u>	☐	Overlap
	☐	☒	Water Quality
		☒	DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS/MEMOS NEEDED: Reduced Acres, rate
Split Rt. into parts A + B - separate systems

License 10-Day ☒ 15-Day ☐ Special Correspondence ☐

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STUDENT LOAN FUND OF IDAHO PO BOX 730 FRUITLAND ID 836190000 (208) 452-4058	10/13/1987	IRRIGATION	04-01 11-01	0.52 CFS	117.0 AFA
TOTAL DIVERSION:					0.52 CFS	117.0 AFA

Water Source:

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.67 CFS

Point(s) of Diversion: T08N R05W S34 NE NE

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
DBN	05W	34	:	26			:				:				:				26.0
TOTAL ACRES																			26.0

Polu County: PAYETTE

Non-Irrigation Uses: D/1 OFFICE WITH 100 EMPLOYEES

Other Water Rights Listing Overlapping Place(s) of use:
65-00066 65-12812

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Remarks: The right holder is responsible to insure that pumpage under this right does not cause the water level to significantly decline in any domestic well in use prior to 3-29-1978 or to cause the water level in any other well to exceed a reasonable pumping level, unless in either instance, the holder of the prior water right receives reasonable compensation or mitigation for the reduced water level caused directly or indirectly by the withdrawal of water under this right.

Dates: App. Received: 10/13/1987 Priority Date: 10/13/1987
Proof Due Date: 09/01/1989 Proof Made Date: 08/29/1989
Exam Made Date: 07/11/1991 Exam Sent to S.O.: 09/24/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 11/03/92 SKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L6512812A	T08N R05W S34	:	26					:						:				:						:								:	26	
		:						:						:				:						:									:	
6500066	PAYETTE RI	:	36	38	38	37	:	38	38	19	38	:	31	06		21	:	38	37	36	35	:	486											
A6500066	PAYETTE RI	:	36	38	38	37	:	38	38	19	38	:	31	06		21	:	38	37	36	35	:	486											
A6500067	PAYETTE RI	:	36	38	38	37	:	38	38	19	38	:	31	06		21	:	38	37	36	35	:	486											
6512624	GROUNDWATE	:					:		05			:					:						:									:	5	
6512624	GROUNDWATE	:					:		0			:					:						:									:		
6512812		:	35				:					:					:						:									:	35	
--86 MAP--	C75Q-W 3	:	32	40	40	36	:	37	39	41	42	:	42	40	36	36	:	40	39	41	40	:	621											



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 21, 1992

STUDENT LOAN FUND OF IDAHO
PO BOX 730
FRUITLAND ID 836190000

RE: WATER RIGHT NO. 65-12812B

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

FEB 04 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 9, 1992

STUDENT LOAN FUND OF IDAHO
PO BOX 730
FRUITLAND ID 836190000

RE: WATER RIGHT NO. 65-12812B

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

FEB 04 1993

LICENSE REVIEW CHECKLIST

Permit # 65-12812 B
(DOM)

Date 11-03-92
CB

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☐	☒	Disagree with Actual Measurement? _____
			<u>.11 cfs (DOM)</u>
	☐	☒	Disagree with Theoretical? _____
	☐	☒	Limited by Capacity? <u>.17 cfs</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☐	☒	Disagree with Examiner's Calculations? _____
			<u>.8 afa (DOM)</u>
	☐	☒	Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
			<u>Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D			Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irr. Uses <u>DOM/office building.</u>
	☐	☒	Special Overlap Condition _____
	☒	☐	Other <u>MOD #3</u>
CONDITIONS	☐	☒	Measuring Device _____
	☐	☒	W/Master Control _____
	☐	☒	Overlap _____
	☐	☒	Water Quality _____
			DATES/MISC
			Water Dist. _____
			App Rec'd _____
			Exam Made _____

COMMENTS/MEMOS NEEDED: Reduced rate
Split ct. into parts A+B - separate systems

License 10-Day ☒ 15-Day ☐ Special Correspondence ☐

ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESStaff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with Conditions of Approval *Protested but approved - Order*
- ☒ Well Inspection Form (If Needed) *2 wells*
- ☒ Aerial Photo Required? ☒ yes ☐ no If yes: ☐ copy attached
- ☒ SRBA Attachment A Submitted to Adjudication Section
- SRBA Claim Check Received _____ (initial & date)
- ☐ N/A ☐ Applicable, See Attachment A _____
- ☒ Copy of U.S.G.S. Quad
- Note* ☒ Check for Government Lots. If so, make a copy of government plat
- ☒ Check of P/D index MTS (initial & date)
- Overlap ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?
- Type of Overlap? ☐ Add acres or uses to existing system
- ☐ Increase rate of flow or volume
- ☒ Other: _____
- ☒ Check of P/U index MTS (initial & date)
- Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?
- Type of Overlap? ☐ Increase rate of flow or volume
- ☐ Add P/D's
- ☐ Increase number of acres within tracts
- ☒ Other: _____
- ☒ Scheduling Letter Sent? MTS (initial & date)
- ☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Copy of SRBA Claim Verification Sheet / ☐ Original Returned to Adjudication Section

C. Review and Processing:

- Exam Completed Wellschulte 10-30-91 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent LG 1/21/92 (initial & date)
- Exam Reviewed by Manager of Regional Office Dar 9/16/92 (initial & date)
- Exam Sent to State Office 9-24-92 st (initial & date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 25 1992
Department of Water Resources

A. GENERAL INFORMATION

1 Owner: Student Loan Fund of Idaho Permit No. 65-12812
Current Address: P.O. Box 730, Drutland, Id. 83619 Phone No. 452-4058
2 Accompanied by: Kathleen Ann & Dee Copeland EXAM DATE: 7-11-91
Address: same Phone No. same
Relationship to Permit Holder: employees
3. Source groundwater tributary to none
21-wells

B. OVERLAP REVIEW

1 Other water rights with same place of use: 65-4136
☒ Copies Attached
2. Other water rights with same point of diversion 65-4136
☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

See attached

RECEIVED
FEB 04 1993

Scale: 1" = _____

2. ☒ Copy of U.S G S Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more)
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. Narrative: Description (As operating at time of measurement Indicate pressure, number of sprinklers, etc.)

System consists of two wells - one for a domestic commercial use and one for irrigation. The commercial use is an office building with approx. 20,000 sq ft with a closed heat pump system. The irrigation well supplies a sprinkler system to irrigate approx. 26 acres of lawn adjacent to the office building.

See attached for additional narrative.

☐ See Remarks on page 4 for continuation

4

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Domestic	Unknown	3	Unknown	Jacuzzi	4800 V3.0
Irrigation	Unknown	15	Unknown	"	354608-T2

*Code to correspond with No. on map and aerial photo

5 Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
Dom			NE	NE	34	8N	5W	Payette	Orthophotoregular map
Ir			NE	NE	34	8N	5W	"	" " " "

6. Place(s) of Use:

Indicate Method of Determination seval

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	5W	34	26																26
8N	5W	34	C																

Do not use this space

FEB 04 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
#1	5 gallon bucket						
	garden hose & stopwatch						
#2	sprinkler pressure						
	gauge						

2 Measurements:

5 gallon bucket fill in 12 seconds and 13 seconds.

sprinkler gauge measurement at 60 psi

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method.

~~Commercial~~ Irrigation: 5 gallons in 13 sec. = 23 gpm x 13 heads = 299 gpm = .67 cfs.
Commercial = 39 fixtures x 1.25 gpm = 48.75 gpm = .11 cfs instantaneous demand.

2. Alternate Method for Checking Purposes:

Commercial well = $\frac{3 \times 8.8 \times 1.7}{30 + (2.3 \times 34)} = .17 \text{ cfs}$ - Irrigation well = $\frac{15 \times 8.8 \times 1.7}{30 + (2.3 \times 65)} = .51 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure _____ psi x 2.31 = _____ ft (1), Dynamic pumping level _____ ft (2)

Total Head (1) + (2) = _____ (3) : Flow rate _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW. _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

FEB 04 1993

1. Volume Calculations for Irrigation.

$V_R = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 26 \times 4.5 = 117 \text{ afa}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .51 \times 246 \times 1.9835 = 248.8 \text{ afa}$

$V = \text{Smaller of } V_R \text{ and } V_{DR} = 117 \text{ afa}$

2. Volume Calculations for Other Uses.

70 employees x 260 day yr = 18,200 x 15 gallons a day = 273,000
or .11 x 365 x 1.9835 = 79.6 AFA $\frac{273,000}{325,850} = .8 \text{ afa}$

H REMARKS AND OVERLAP REVIEW ANALYSIS

Other rights in same P & Q do not affect this permit. 65-4136 covers a domestic use at NE corner of this permit P & U.

Recommend irrigation season comply with department standards. Commercial diversion rate of .11 cfs is recommended because storage capacity is limited to one 22 gallon tank so instantaneous demand is needed. 11 cfs is justified and supported by theoretical rate of .17 cfs. 90% of employees are women.

According to Randy Howard, sprinkler system and lawn maintenance contractor each stage is rated for 275 gpm.

Duster I 40 sprinkler with #44 nozzle @ 60 psi rated at 20 gpm = 260 gpm = .58 cfs

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Commercial	1-1	12-31	.11 cfs	.8 cfs
Irrigation	3-15	11-15	.52 cfs	117 cfs
Totals:			.63 cfs	117.8 cfs

2. Recommended Amendments

- ☐ Change P D as reflected above ☐ Add P D as reflected above
☐ Change P U as reflected above ☐ Add P U as reflected above

☒ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Melvin T. Schulte

6/4/21/92

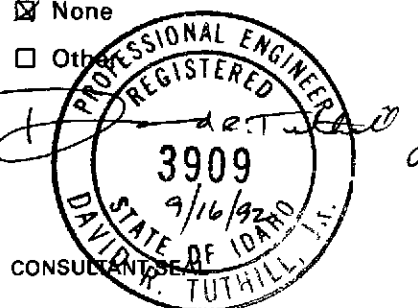
Signature

Melvin T. Schulte

Certification Date

Field Report Preparation Date

10-30-91



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

65-12812 STUDENT LOAN FUND OF IDAHO

ADDITONAL NARRATIVE AND REMARKS

The commercial well discharges to a pressure tank located in a garage building behind the main building approximately 42 feet from the well. From the pressure tank water diverts through a 1" pipe to the office building for normal domestic use.

From the well water is also supplied to a non-consumptive closed heat pump system to heat and cool the building. A Peerless pump powered by a 10 Hp Marathon motor is used to circulate water through the heat pump system. From the pump a 3" pipe delivers water through a cooling tower next to the garage and then through eight zones in the office building. An identical pump and motor serves as a backup to the main ones. Two guages at the pump indicated 58 psi outgoing and 20 psi incoming to the pump.

The irrigation well diverts to 4" buried PVC pipe that serve as main lines to a buried sprinkler system with 26 stages. The system is controlled by an Irri-trol Model 12C timer control and utilizes Hunter I40 industrial spray heads. Nozzles sizes vary using Hunter #41 to 44. The stage measured had 13 heads with #44 nozzles. The pressure reading on two nozzles was 60 psi each. According to Randy Howard, landscaping contractor that maintains the system each stage is designed for 275 gpm.

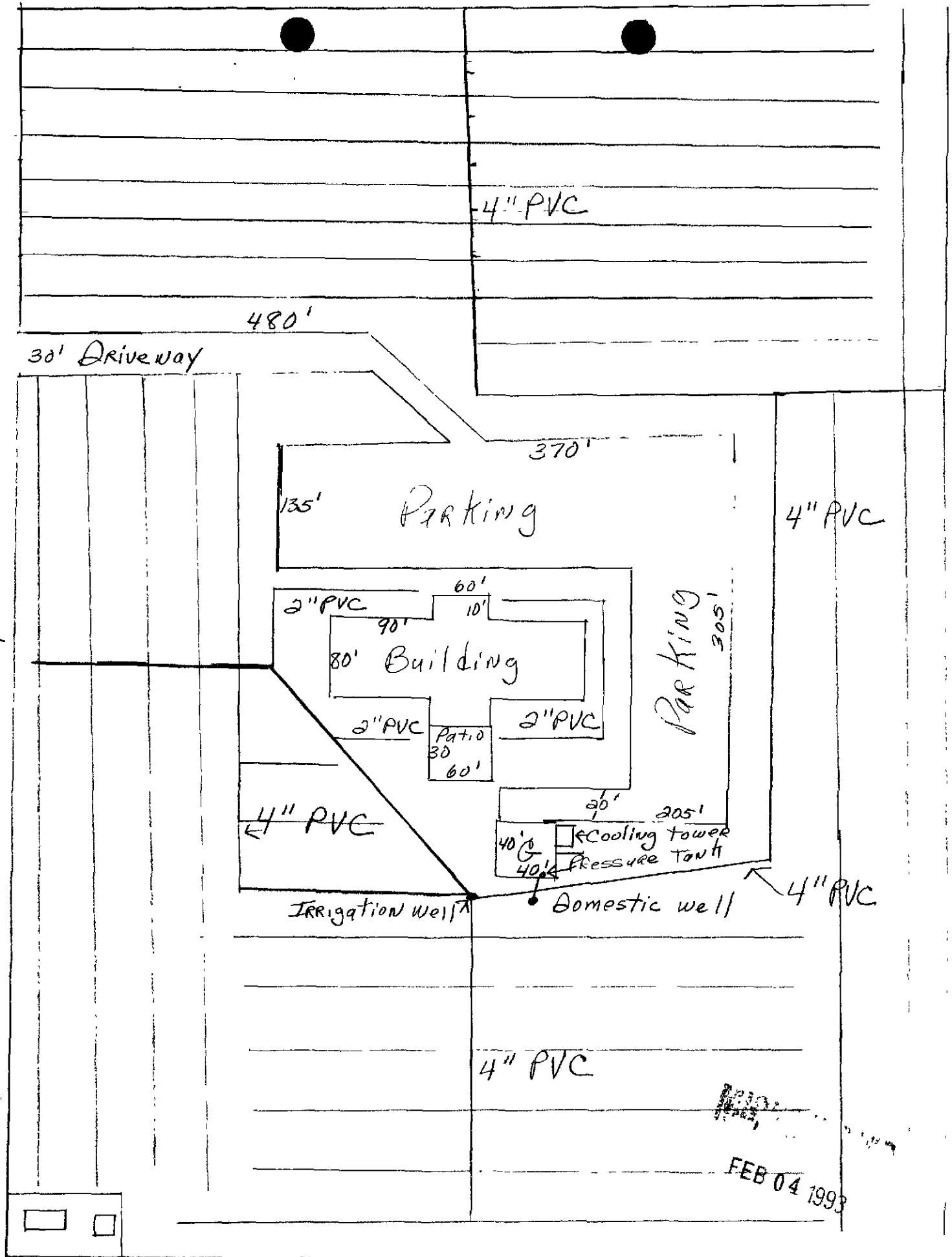
The acreage size of 26 acres for the irrigated lawn was obtained from the average of using a grid overlay on an aerial map indicating 25.7 acres and by subtracting from 40 acres a 10 acre field to the West, waste and non-irrigated land that indicates 26.3 acres.

Information concerning the heating and cooling system was obtained from Ben Kohler, YMC, Inc. the contractor that installed the system. According to Mr. Kohler the system is a non-consumptive closed heat pump system.

The building is occupied by an average of 70 employees, 52 weeks a year. It contains 5 restrooms, a kitchen, four drinking fountains and two janitor rooms that contain a total of 39 fixtures.

RECEIVED
FEB 04 1982

Hwy 95



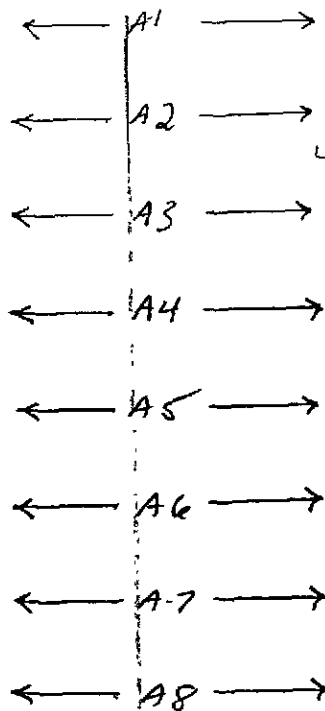
65-12812

System Diagram



452-4622

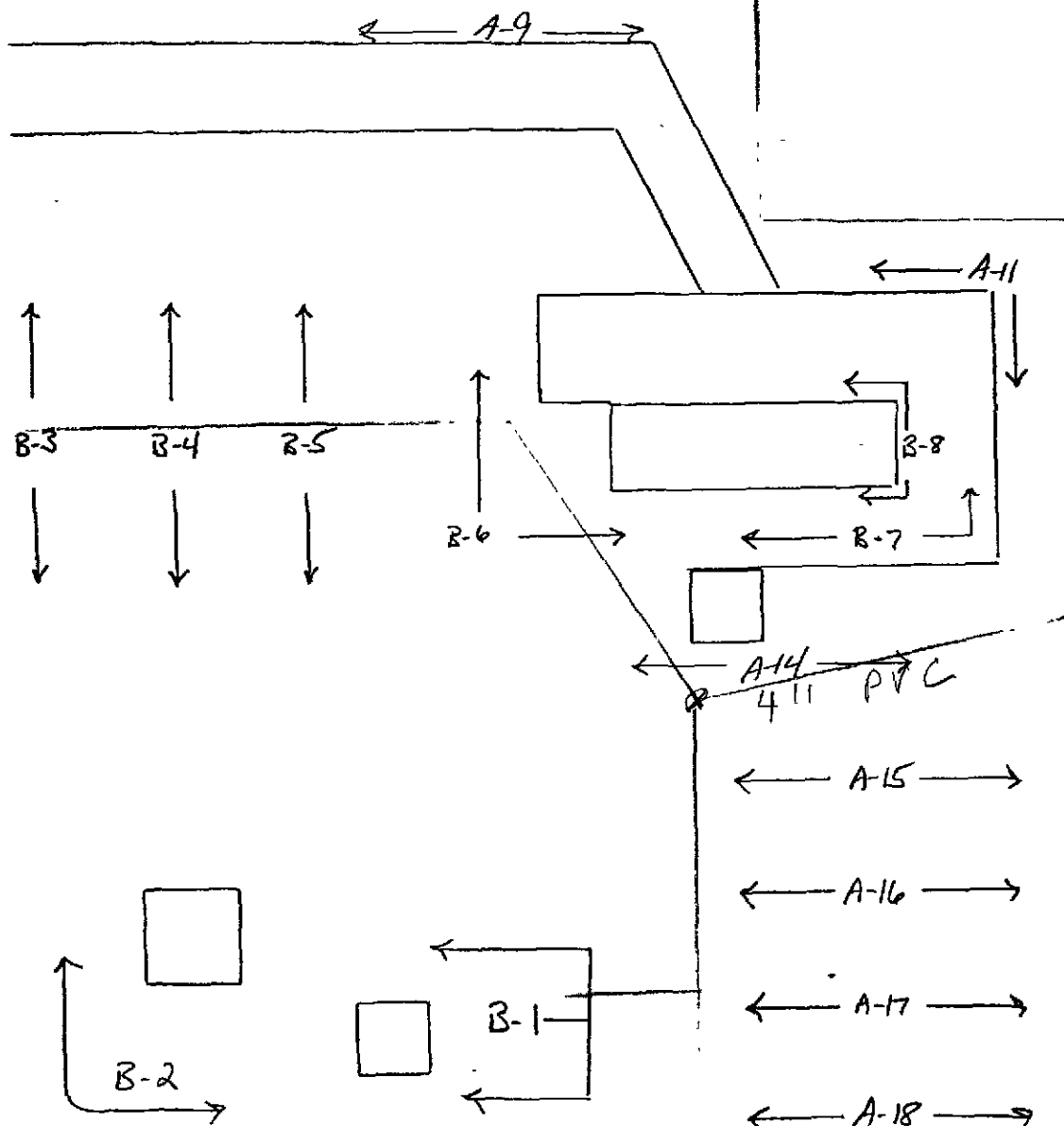
P. O. BOX 469 / 704 N.W. 9th
FRUITLAND, IDAHO 83619



SLF1.
SPRINKLER LAYOUT
1-1-90

#40-44 nozzle size
used on I40 heads.
per Randy Howard

A-10
↓



↑
A-12
↓

↑
A-13
↓

FEB 04 1993

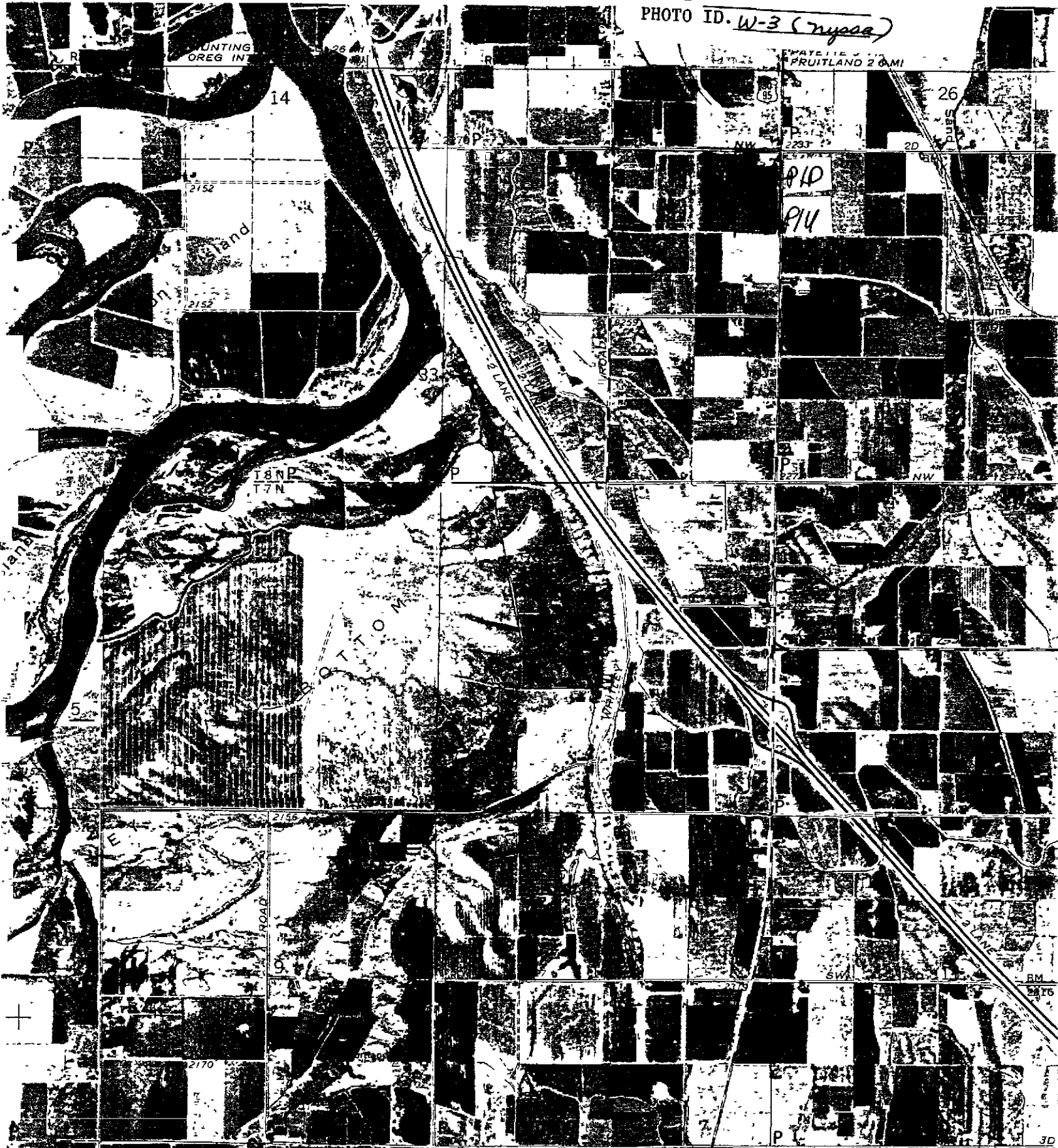
SPI 274125 @

70' SPACING.

R5W

PERMIT 65-12812 INIT KKC
T. R. S. O/O
P/D BN SW 34 NE/NE/NE
SCALE
PHOTO ID. W-3 (Type)

FEET (OREG.)



PERMIT 65-12812 INIT
T. R. S. Q/Q
8N 5W 34 NENE

C6
Not to Scale

FEB 04 1993

1091

FEB 04 1993

Water Resources

65

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

FEB 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PEN
RECEIVEDState 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.

NOV 13 1987

1. WELL OWNER

Name STUDENT LOAN OF IDAHO
Address FRUITLAND, IDAHO 83619
Owner's Permit No. _____

7. WATER LEVEL

Department of Water Resources
Static water level 10 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug
Temperature 57 °F. Quality good
Describe artesian or temperature zones below _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
400 +	60	4

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
.250 inches	8 inches	+ 2 feet	60 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☒ Yes ☐ NoHow perforated? ☒ Factory ☐ Knife ☒ TorchSize of perforation 1/8 inches by 3 inches

Number	From	To
1450 perforations	45 feet	60 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 1/8 minus

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Pudding clay ☐ _____Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing☒ Overbore to seal depthMethod of joining casing ☐ Threaded ☒ Welded ☐ Solvent

Weld

☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.

N			
W			E
S			

Subdivision Name _____
Lot No. _____ Block No. _____
County PAYETTE,
NE 1/4 NE 1/4 Sec. 34, T. 8N N/S, R. 5W E/W.

10.

Work started 10-15-87 finished 10-16-87

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name DALLAS DRILLING & PUMP CO. INC. Firm No. #445Address 505 So. 18th St.
PAYETTE, IDAHO 83661 Date 11-2-87Signed by (Firm Official) Johnny L. Goffand
(Operator) Johnny L. Goff

I-40

A Natural on the
Playing Field



Nozzle Number	PSI	Radius	GPM
41 	50	52'	10.2
	60	53'	11.5
	70	54'	12.6
	80	55'	13.5
42 	50	53'	11.0
	60	55'	12.3
	70	57'	13.5
	80	59'	14.4
43 	50	58'	14.2
	60	59'	15.5
	70	61'	16.3
	80	63'	18.1
44 	60	65'	20.0
	70	66'	21.8
	80	68'	23.8
	90	69'	24.9
45 	60	69'	22.0
	70	72'	24.3
	80	73'	25.9
	90	74'	27.5

Data represents test results in zero wind
Adjust for local conditions Radius may be
reduced up to 30% with nozzle retaining
screw

PERFORMANCE CHART

← nozzle
size where
bucket measurement
taken.

MODEL NUMBER EXPLANATION

I-40-XXX-XX

41-45 = Factory-installed nozzle number
00 or XX = Complete set of nozzles & statons

ADS = Adjustable with check valve and stainless steel riser
36S = Full circle with check valve and stainless steel riser

Model 40 = Pop-up

Institutional Series Sprinkler

EXAMPLE : I-40-ADS-43

Institutional Series Model 40 Adjustable with Stainless steel riser
and number 43 nozzle factory installed

MODEL NUMBER EXPLANATION

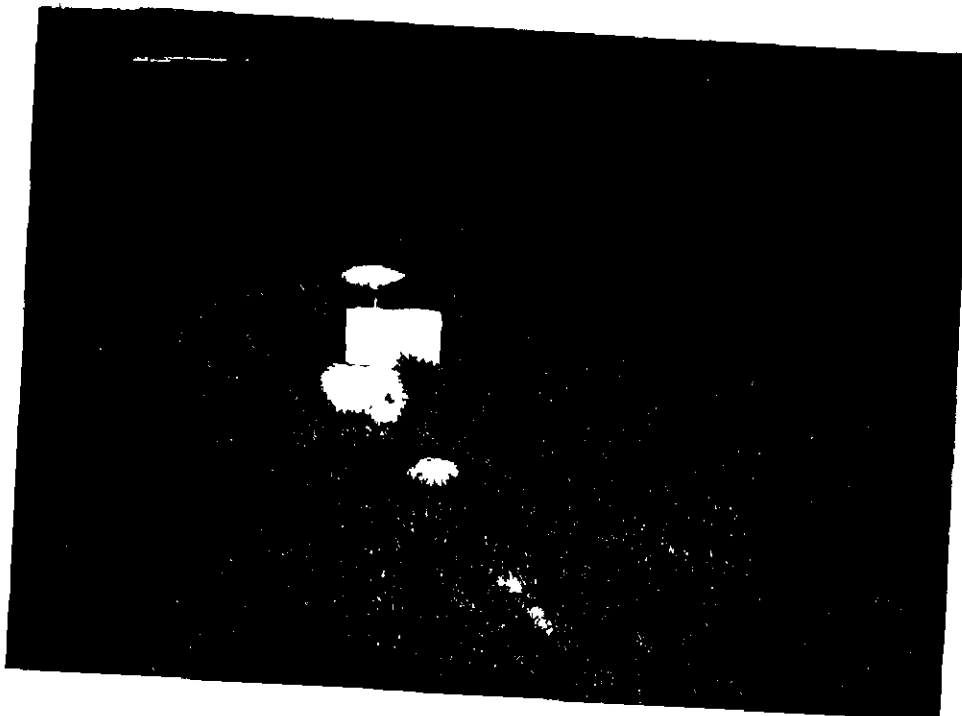


65-12812



#1

P/D for commercial
well - irrigation well
is in the background.



#2

P/D - irrigation
well

65-12812



#3 - Building that contains pressure tanks for commercial system. The large unit next to building is the cooling stack for the closed heat pump system for the commercial office building.



#4.
View of booster pumps for the commercial heat pump system.

65-12812

#5.

P14 - commercial
office building



#6.

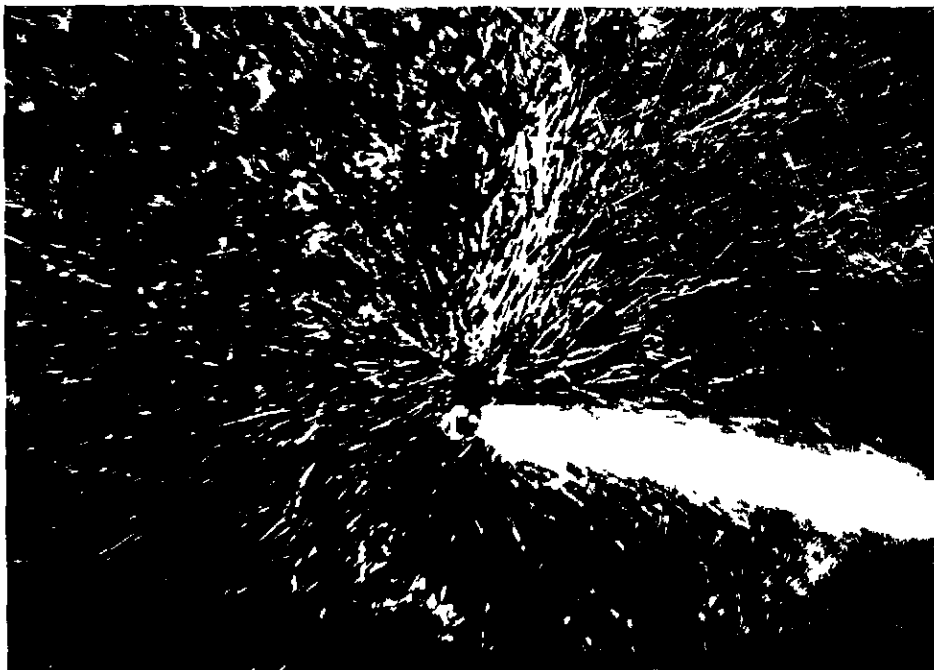
P14. - part
of lawn area
irrigated.



65-12812



#7. P/U - part of lawn
area irrigated. A 5 gallon
bucket measurement was
taken at the first sprinkler
head shown in picture.



#8.
Sprinkler head
where measurement
was taken.

STUDENT LOAN FUND OF IDAHO
P.O. BOX 730
FRUITLAND, ID 836190000

October 27, 1989

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-12812

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

NOV 21 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-12812

Date: 10-27-1989

General Considerations:

y Name same as permit
y Signature the same as permit holder
y Address change _____ If yes, prepare a data entry
y Proof received timely _____
_____ Reinstated

Source of Water:

y Surface water
y Groundwater
y 1. well log in file
y 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

y Is a measuring device or access port required?
No Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks: - flow measurement port required
- proof acceptable

N/A Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	- _____
- No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

For Office Use Only
Fee Received 100.00
Date 8/30/89
Receipt # 6010644
Receipt by CP
Reviewed by [Signature]
Sent to region 12-11-89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

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

RECEIVED
AUG 29 1989

Permit No. 65-12812

Name(s) of Permit Holder: Student Loan Fund of Idaho, Inc. Department of Water Resources

Post Office Address: P.O. Box 730, Fruitland, ID 83619

Telephone No. (208) 452-4058

Source of Water: Groundwater

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)

Irrigation 35 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .90 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 9/88

Measuring Device: Required? Yes X No
Installed? Yes X No

Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes X No
Installed? Yes X No

Person to contact to accompany the Department representative during the field examination:

Kathleen M. Carr, Deputy Director
(Name)

(208) 452-4058
(Telephone Number)

P.O. Box 730, Fruitland, ID 83619
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

8/25/89
Date

[Signature] Carrol Lee Lawhorn, Executive Director
Signature of Permit Holder (and title, if appropriate)

138383

June 30, 1989

STUDENT LOAN FUND OF IDAHO
P.O. BOX 730
FRUITLAND, ID 836190000

PROOF DUE NOTICE

RE: PERMIT NO. 65-12812

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1989. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

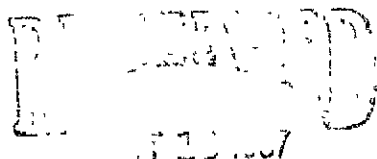
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures



State of Idaho
Department of Water Resources

RECEIVED

OCT 13 1987

Department of Water Resources
Vernon Regional Office

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant Student Loan Fund of Idaho
2. Address P.O. Box 730
Fruitland, ID 83619
- (X) Well Owner () Well Operator () Other, specify _____
3. Water right permit no. 65-12812; Injection well permit no. _____
4. Proposed well location NE 1/4 NE 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 34, Twp. 8, Rge. 5WA, County Payette,
Lot, block and subdivision _____
5. Proposed use of well: (Check all that apply)
(X) Domestic () Stockwater () Monitoring
(X) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
6. Well construction information:
(X) New well () Deepen () Replace
Proposed surface diameter 10" Proposed depth 100'
Anticipated bottom hole temperature:
(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
7. Anticipated construction start date 10-9-87
8. Well Driller (if known) Dallas Drilling & Pump Co.
Address 505 S. 18th St. Payette, ID 83661
Date 10-9-87 Applicant's signature Michael E. Holladay
Title Project Engineer

* After other pre-requisite approvals have been obtained.

OCT 03 1988

* Application has been filed for Water Right Permit.

ACTION OF IDWR

(☒) Approved

() Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

SPECIFIC CONDITIONS:

7. Water from this well shall be used in accordance with permit 65-12812 and the order issuing final decision for that water permit.

Dated this 12 day of September, 1988.

Signed

Title

SECTION MANAGER
GROUNDWATER PROTECTION

Received by

Fee

Date

Receipt No.

Construction start date

Construction start extension to

Extension approved by

OCT 03 1988

Water Resources

65

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

Drilling Permit No. 65-88-2-105
Water Permit No. 65-12812
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

RECEIVED

(Authorizing Construction of a Well)* OCT 19 1987

1. Applicant Student Loan Fund of Idaho Department of Water Resources

2. Address P. O. Box 730

Fruitland, ID 83619

(X) Well Owner () Well Operator () Other, specify _____

3. Water right permit no. 65-12812; Injection well permit no. _____

4. Proposed well location NE 1/4 NE 1/4 NE 1/4, or Gov't lot No. _____,

Sec. 34, Twp. 8, Rge. #5W County Payette,

Lot, block and subdivision _____

5. Proposed use of well: (Check all that apply)

() Domestic () Stockwater () Monitoring

(X) Irrigation () Industrial () Municipal

() Injection () Other, Specify _____

6. Well construction information:

(X) New well () Deepen () Replace

Proposed surface diameter 8" Proposed depth 70'

Anticipated bottom hole temperature:

(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)

RECEIVED

7. Anticipated construction start date 10-14-87 OCT 03 1988

8. Well Driller (if known) Dallas Drilling & Pump Co.

Address 505 S. 18th St. Payette, ID 83661

Date 10-14-87 Applicant's signature Michael E. Stollman
Title Project Engineer

* After other pre-requisite approvals have been obtained.

* Application has been filed for Water Right Permit.

ACTION OF IDWR

() Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

SPECIFIC CONDITIONS:

7. Water from this well shall be used in accordance with permit 65-12812 and the order issuing final decision for that water permit

Dated this 12 day of September, 1988.

Signed

Title

John E. Reed
SECTION MANAGER
GROUNDWATER PROTECTION

Received by

Fee

100.00

Date

10/22/87

Receipt No.

43979

Construction start date

OCT 03 1988

Construction start extension to

Extension approved by

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.USE TYPEWRITER OR
BALLPOINT PEN
RECEIVED
903
NOV 13 1987

1. WELL OWNER

Name STUDENT LOAN OF IDAHO
Address FRUITLAND, IDAHO 83619
Owner's Permit No. 65-12812

7. WATER LEVEL

Department of Water Resources
Static water level 10 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug
Temperature 57 °F. Quality good
Describe artesian or temperature zones below2. NATURE OF WORK 65-88-2-105☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
400 +	60	4

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
.250 inches	8 inches +	2 feet	60 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 ☐ NoHow perforated? ☒ Factory ☐ Knife ☒ TorchSize of perforation 1/8 inches by 3 inches
Number 1450 perforations From 6 feet To 60 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☐ Yes ☒ NoManufacturer's name _____
Type _____ Model No. _____Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☒ Yes ☐ No ☐ Size of gravel 1/8 minus
Placed from _____ feet to _____ feetSurface seal depth 18 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written lot _____

N		
W		E
S		

Subdivision Name FRUITLAND
Lot No. _____ Block No. _____
County PAYETTENE 1/4 NE 1/4 Sec. 34 T. 8N N/S. R. 5W E/W.10. Work started 10-15-87 finished 10-16-87

11. DRILLERS CERTIFICATION

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

Firm Name DALLAS DRILLING & PUMP CO. INC. Firm No. #445Address 505 So. 18th St. Date 11-2-87
PAYETTE, IDAHO 83661Signed by (Firm Official) Johnny L. Goffand Johnny L. Goff
(Operator)

September 6, 1988

Student Loan Fund of Idaho
P. O. Box 730
Fruitland, ID 83619

Gentlemen:

Re: Application for Permit No. 65-12812

Enclosed is a copy of the approved Application for Permit No. 65-12812 along with a copy of the Proposed Memorandum Decision and Order and Order Issuing Final Decision. The final order addresses the objections received against the Proposed Memorandum Decision and Order.

Be sure to note the special condition requiring you to install a measuring device or a flow measurement port to provide for the installation of measuring equipment by the department. Enclosed please find a list of measuring device options and specifications for the installation of the flow measurement port.

Any one who disagrees with the decision of the department may request rehearing before the Director within 20 days or may appeal directly to the district court within 30 days of the date the decision is mailed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

C: Mayor Joseph P. Wozniak
William F. Gigray
Gordon Nielson

RECEIVED

OCT 05 1988

hearing officer, and further, was based on the correct principles of law.

3. The City of Fruitland should not be permitted to add additional evidence without further hearing, and the opportunity to cross examine the proponent of the evidence. In a paragraph 2 of their Exceptions, the City attempts to add new evidence which was not given at the hearing, and the evidence should not be considered by the Hearing officer nor the Director in coming to a decision in this matter.

4. If the Director desires to take additional evidence in this matter, then the Director can so direct and a hearing would be held. There have been no requests for a hearing for additional evidence, and no briefs on behalf of the City of Fruitland have been filed as required by 10.2.1.

5. The evidence as shown by Charles Feast from CH2M Hill that there will be no appreciable effect on the wells of the city or an adjoining wells, if the permit is granted is clear and convincing and should be accepted by the director. It puts all of the questions to rest as to whether there is any problem with the existing water.

6. The Decision as to monitoring equipment by the Hearing officer was correct and there should be no changes in the Proposed decision.

7. The statement of the City of Fruitland that the City has stopped the pumping of oil and gas recovery wells by Chevron Oil Co. has nothing to do with this permit, and this is evidence

which cannot at this late date be accepted by the hearing officer without a hearing.

8. The Exceptions to the Proposed Memorandum Decision are frivolous and meaningless and are sent to the director to delay and hinder the decision of the Director.

Wherefore, the Student Loan Fund of Idaho, Inc., prays that the Director accept the Proposed Memorandum Decision as prepared on the 15th day of July 1988 and enter his final decision, allowing the Student Loan Fund to pump water from the wells and prove up on its beneficial use.

Respectfully submitted, this 15th day of August 1988.



Gordon S. Nielson
Attorney for Student Loan Fund of Idaho, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the RESPONSE TO EXCEPTIONS by placing a true and correct copy in the U.S. Mail, postage Prepaid, at the Post Office, Boise, Idaho on this 15th day of August 1988, addressed to the following persons:

Student Loan Fund of Idaho, Inc.
P.O. Box 730
Fruitland, Idaho 83619

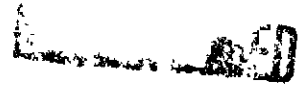
William F. Gigray, III
Attorney at Law
P.O. Box 640
Caldwell, Idaho 83605

Rick S. Watkins and Joseph P. Wozniak, Mayor,
City of Fruitland

OCT 03 1988

P.O. Box 324
Fruitland, Idaho 83619


Gordon S. Nielson


OCT 03 1988



"The Longest Little City In Idaho"

City of Fruitland

1988-1 1988

Area Code 208
Phone 452-4421

P. O. Box 324
FRUITLAND, IDAHO 83619

29 July 1988

RECEIVED

JUL 29 1988

Hand-Delivered

Department of Water Resources
Western Regional Office

R. Keith Higginson, Director
Dept. of Water Resources
450 W. State
Boise, Idaho 83720

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 65-12812 IN THE)
NAME OF THE STUDENT LOAN FUND)
OF IDAHO)

EXCEPTIONS

As explained in the Proposed Memorandum Decision and Order dated July 15, 1988 the City of Fruitland hereby respectfully submits exceptions to the proposed decision as follows:

- 1) We do not request a hearing.
- 2) Application of Legal Principles - Availability of Water Page 6

Item 7 states "There appears to be sufficient water available in the ground water aquifer to satisfy additional demands, including the use proposed under this application. The aquifer is recharged each year from the canals and the surface flood irrigation of the area."

The following analyses of each City well by City Engineer Mike Holladay, shows this is not necessarily accurate, especially based on the fact that SLFI has not commenced pumping operations for irrigation purposes.

WELL #1 - Pump and motor assembly was scheduled for replacement on July 25, 1988 due to noise and vibration. Replacement was postponed due to condition of other wells and demand on system.

WELL #4 - Taken out of service on July 25, 1988 due to excessive draw down, water was cascading into well. Well was producing air and water.

OCT 03 1988

WELL #6 - Well production was reduced on July 1, 1988 due to excessive draw down. Well was reduced from 350 GPM to 250 GPM. At 350 GPM well was producing air and water.

WELL #9 - Well production was reduced from 160 GPM to 120 GPM due to excessive draw down, which was cascading water into the well through the screen section.

WELL #10 - Well was taken out of service due to excessive draw down, water was cascading into well through screen section. By removing Well #10 from service we were able to leave Well #9 in service at a reduced volume. Well #9 and #10 are located within 150 feet of each other on the north side of town.

WELL #12 - Well production was reduced due to excessive draw down, well was producing air and water.

WELL #14 - Well production level has raised one foot, it should have raised two to three feet by this time of year. Well is producing 150 GPM and running 22 hours per day.

WELL #15 - Well production level has not raised. Well is producing 150 GPM and running 22 hours per day.

3) Impact on Existing Water Rights Page 4

There appears to be a disparity regarding rules which dictate a maximum allowable draw of 0.2 cfs for one-half acre of land and a dwelling and the amount of water allowed for 30 + acres of landscaping which we feel should be addressed. Also, if .02 cfs is allowed for commercial crop irrigation, why would 0.2 cfs be allowed for landscaping?

- 4) The lack of a monitoring requirement by SLFI is hard to understand. We would request that you require some type of monitoring program by SLFI so that a determination can be made as to whether the water usage is going to draw the water table down past a reasonable pumping level for the City.
- 5) The reasonable pumping level should be defined as 150 GPM at 40 feet below the top of the well casing in Well #14.
- 6) The City has stopped the pumping of oil and gas recovery wells by Chevron Oil Company due to the problems with Wells #4, 9 and 10. Chevron was removing 50 GPM from the water table.

In summary, all of the rules and regulations concerning obtaining the water right if in the future it is found there is insufficient water for irrigation use and domestic use, means absolutely nothing if the water is not there to obtain.

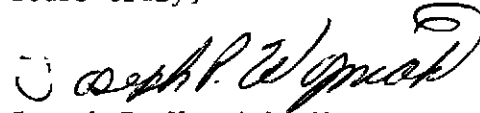
We therefore must plead to your sense of common sense and deny this

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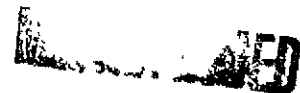
OCT 10 1988

permit and force Student Loan Fund of Idaho to use the existing surface water for irrigation purposes.

Yours truly,

A handwritten signature in dark ink, appearing to read "Joseph P. Wozniak". The signature is fluid and cursive, with a large, stylized initial "J".

Joseph P. Wozniak, Mayor

A faint, rectangular stamp or mark, possibly a seal or official stamp, located at the bottom right of the page. It contains some illegible text and a small emblem.

OCT 05 1988

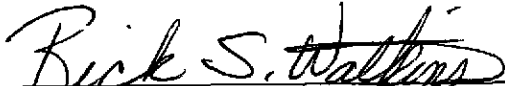
CERTIFICATE OF MAILING

I hereby certify that on this 29th day of July, 1988,
true and correct copies of the foregoing EXCEPTIONS, were mailed,
postage prepaid to each of the following parties:

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, Idaho 83619

William F. Gigray, III
Attorney at Law
P.O. Box 640
Caldwell, Idaho 83605

Gordon S. Nielson
Attorney at Law
P.O. Box 273
Boise, Idaho 83701


Rick S. Watkins, City Clerk

UCI 03 1988

Conf/Hearing May 4, 1988 Fayette, ID
Student Loan Fund of ID App No. 65-12812

Applicant Represented by Gordon S. Nielson, esq.

Protestant City of Fruitland present & represented by
Bill Givray, esq.

Nielson:

16 acres have been prepared for planting to grass
15 or 16 acres will be added in the future
This company is private - they purchase & service student loans
currently 100 people are employed at the site
The location is intended to be a showplace
Part of the ground is still farmed by the farmer on a tenant-
lease situation

No protest on domestic well.

There is irrigation district water for the farmed ground
The applicant does not anticipate abandonment caused by these wells.

Givray:

① Frost applies only to the irrigation well.
② This could be a risk to other wells. Also, this is
potentially more water than is available. ③ The area is contrary
to the local public interest.

OCT 03 1988

Nielson: This is to be used for (1) convenience (2) more beauty

Attempts at negotiation have been unfruitful.

- Issues.
1. Insufficient water
 2. Impact on other water rights
 3. Public interest

Hearing Begins @ 2:10 pm

Parties stipulated to application as shown
Protestants

Ricky York

(Ditch rider for Farmers Coop ^{Irrigation} Ditch Co., Ltd.)

Is ditch rider in vicinity of Student Loan Fund

A share is one acre foot (for Farmer's Coop Irr Co, Ltd.)

Student Loan Fund owns 60 shares of Farmers Coop

Water comes from Farmers ditch $\frac{3}{4}$ mile to SE. (Headgate 106 of middle division)

Farmers Coop is able to deliver the water in this vicinity.

311 shares are served in this system.

Water comes in around 15 April - pipeline is normally fixed quickly if broken.

Is not aware of groundwater used for ~~irrigation~~ purposes in this area.

OCT 03 1988

* Exam- Nielson Water is available Apr 15 - Oct 15 usually (depending on weather).

→ This year water was turned in on April 2.

60 shares provide ~~for~~ 60 inches + 10% ^{Loss} ⇒ 66 miners inches would be delivered from the ditch.

Rick Watkins City Clerk/Treasurer for Fruitland

- Employed as city Clerk since Jan 1980.
- General recordkeeping, planning/zoning, etc.

City has 10 wells that are active, as follows

- #1 SE 5th & Id
- #2
- #3
- #4
- #5 > Under elevated water tank
- #6 400 Block of Utah Ave
- #7
- #8
- #9 > W. of RR track 600-700 yds W of elevated storage tank
- #10
- #11 Mesa Park Subdivision (NE 6th & Pennsylvania Ave)
- #12 Vic of SE 6th & Id ave
- #13
- #14 Vic of SW 7th St & Minnesota Ave.
- #15 605 NW 4th St.

(Exhibits 2 + 3)

Storage cap is 1.2 million gallons

Population is 2559 for Fruitland

Demand increases during the summer months

No municipal irrigation system is present.

850 residences are served with water

MAINTAINED

OCT 03 1988

Watkins Cont.

Several commercial users have moved to Fruitland

Does availability of water become important to industrial users?

Yes - both volume and pressure for use and for fire protection.

Fire prot water is important in computing the fire rating for insurance purposes.

of Employees

15	Southwest Cannery	} Are the heaviest water users.
70-125	Dickerson Frozen Foods	
40 10-15	Payette Coca Cola Bottling Co.	

Continued growth is foreseen.

City Fruitland Supported development of Student Loan Fund of Id along highway 95.

There is potential residential development to the south of the city. Also for commercial development along Hwy 95.

X Exam by Nielson

Tape 2

Southwest cannery divert from the general distribution system. The City of Fruitland bought the well - the site was donated by SW Cannery.

From

→ Contract for water w/ southwest cannery must be brought by Mr. Watkins.
City parks total 4 to 4 1/2 acres

RECEIVED

OCT 03 1988

Reason for protest is present and future city wells.

School water is not provided by the city.

→ Continue on Mon, May 16th at 9:00 am

- 1. Flow meter required
- 2. Draw down meter

domestic well can be used
irr well will not be used

P.O. Box 213 Mr. Nielson

Continuation on 16 May 88

City of Fruitland now represented by Joseph Wozniak, Mayor of City.

7 of the wells are on this aquifer.

Mayor Wozniak - Mayor of Fruitland for 3 years

- Concerned about the use of water for their project
- Water from aquifer is not currently chlorinated.
- Prefers to see alternate source use
- Drawdown of aquifer could force a move to a \$1 million treatment plant
 1. Burden of proof on not impacting
 2. Request monitoring well at expense of ~~Student~~ **WED**
 3. The aquifer is sensitive

OCT 05 1988

1976-77 the aquifer dropped about 10 feet
3 wells would be lost if 10 feet drop occurs
 4. No monitoring well would be requested if a deeper aquifer is tapped by the well (lower quality deeper aquifer)
 5. Beneficial use requirements must be strictly adhered to.

Wozniak (cont)

X exam:

School district protested approval of well 14

Memo decision was prepared for well 14, No. 65-12710

→ Take official notice of this. Include copy in our file.

Bob Hennigler - Statement

Would like to be a protestant.

Is an adjacent neighbor - owns land on south & east.

Has domestic filings on shallow wells - pulling water from 30' to 40'.

Wells that go too deep pick up black sand or sulphur.

Requests a few years of monitoring before a license is granted.

Requests caution & monitoring for several years (5 or 6) before a license is issued.

Shallow well is $\frac{3}{4}$ mi SW of Student Loan well.

X exam: No objection if there is no impact

City of Fruitland Engineer - Mike Holladay (Payette)

1955

1, 4, 5, 14, 15 are wells that are principally impacted (potentially)

Constructed in late 1960's

Static level is now 28 to 29 feet

These wells are between 50 & 75' deep

for well 14, the city drilled 400-500' - only found 2 other aquifers, both with H_2S

Wells all produce 100 to 160 gpm

FILED

OCT 03 1988

Maint is being performed on wells 1 & 4 now

Well nos 4 & 5 are north of the area

Well no. 14 does not appear to impact well no. 6. Static level today is 22 feet. Came up after water came into the ditch. Well No. 6 fluctuates 15 feet per year. No part of this system is chlorinated.

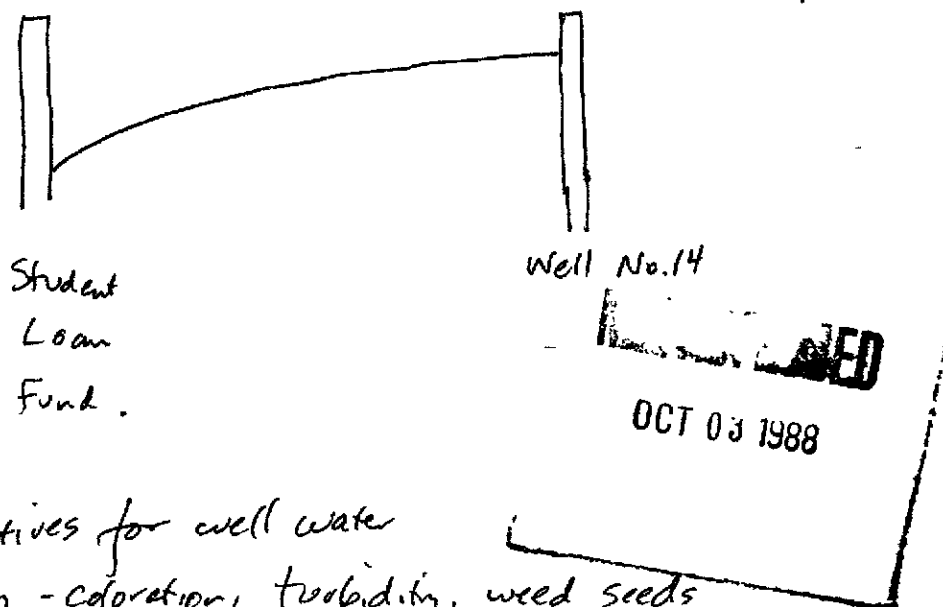
Charles F. Feast - Hydrogeologist for CH₂M Hill MS in Geology

Obtained well log data

Loosely confined artesian system. Moderate to high transmissivity
20^K-80,000 gpd/ft transmissivity

Drawdown effect based on 314 gpm continuous pumping would impact city wells to a max of ^{4 (corrected)} ~~3~~ feet (See report) (Well #14).
This includes $\frac{5}{12}$ of a 3 feet annual rise.

Exhibit C shows transmissivity of 78,000] this yields imperceptible drawdown
2.9' - the annual rise



Holladay - Incentives for well water

1. Quality - coloration, turbidity, weed seeds
2. Early and late irrigation

Holladay

To use ditch water:

1. Different pump system
2. Different sprinkler heads
3. Sump

* Exam Tuthill An alternate system could be used.

- Payette City uses water for Parks
- Freedom Park - Canal system.

- Approximate cost for conversion ^{to ditch system} is \$5,000 to \$10,000*
- Slotted, cased well
- Quality is similar
- SLF well could be connected to Fruitland

* X-Exam - Nielson

\$5k to \$10k + architectural supply drawings.

City of Fruitland has looked at using ditch water for irrigation use.

16 acres now in. For additional acreage perhaps an alternate source of supply should be used.

Summary Arguments Edgdon Nielson

ED

OCT 03 1988

- Mayor Wozniak

Monitoring wells are needed, a permit is granted

Issue Proposed Memo Decision

Exhibits

Admitted ?
Yes

No. 1 } Assessment to Student Loan Fund of ID
+ Shares of stock in Farmers Coop
+ Helen Bivins' certification

#2 City of Fruitland Zoning & Comprehensive Plan Map Yes
#3 City of Fruitland Impact area map Yes
#4A Production Logs for City Wells based on flowmeters (loggers) Yes
#4B located at well site at city } Yes
#5 Southwest Cannery daily water use. Yes

Applicants # Letter to Fayette Co. from City of Fruitland Yes
B Letter of Protest Yes
C Report regarding well No 14 prepared by Holladay Yes
D Report from City of Hill Yes
E Braudon Plot prepared from data in Exhibit C Yes

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65-12012

Student Loan Fund of Idaho

May 4, 1988

Attorney Gordon Nielson - Charles Feast
Protestant -

City of Fruitland

Attorney Bill Givray III

Joseph Wozniak, Mayor

Conference -

+ - 20 acres developed -

~~26~~ - 16 acres - grass - 4 acres of parking lots -

+ Company supervises loans to students throughout Idaho -

+ - D

+ District irrigation water

City of Fruitland

- 1. Does not object to domestic use -
- 2. Reduction in the quantity of water
- 3. Sufficient water is not available
- 4. Not in public interest -

Hearing -

Protestant will proceed first -

Witness

1st Rick York - Ditch Rider -

Rides 31 miles of ditch lower end -

Protestant

Exhibit 1 - Admitted -

60 shares = 60 inches
~~60 acre feet~~ -

60 shares of Payette River water on the land -

Water is almost always available - Water in the ditch April 15 -

No Groundwater used for irrigation in this area -

FILED

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X-exam

Water put in about April 15 to allow for repair of ditch -

" turned out about Oct. 15 -

Area is primarily irrigated by flooding -

Reindert - York

→ Rick Watson - City Clerk & Treasurer since 1980

Planning & Zoning matters -

City wells - 10 wells -

Ex 2 → Exhibit 2 Protestants Admitted Comprehensive Zoning Map -

Ex 3 → " 3 " Admitted Impact Area Map

The SLFI is within the impact area

1, 4, 5, 6, 9 & 10, 12, 14, 15^{16?}, 11

→ Wells described and shown on exhibit #3

- Storage 1.2 million gallons

- City wells used for irrigation -

2559 population of Fruitland

- Peak demand occurs during the summer months -

- 850 residences served -

- Growth has taken place in the last few years -

- Water availability is important to potential industrial users -

- Employment opportunities

- Anticipate continued growth -

- City submitted letter of comment → That SLFI was a proper development for that area -

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Ex 4A & 4B → Exhibit 4A Water Production logs 4B Water Production logs - Admitted

X-exam by Nielson

Pumping Log Questions → Summary prepared annually

No specific municipal wells are proposed.

Payette Coca-Cola has its own well -

S.W. Cannery uses City water - new well #15 drilled for S.W. Cannery - piped to general distribution system.

Chart is available. 44..... gallons since plant opened

- Contracts with major users to be brought to next hearing -

- City waters $4\frac{1}{2}$ acres of parks and public areas -

- SW Cannery is largest user -

→ Presentation made to the City Council -

Ex A →

- Applicant's Exhibit A ^{Admitted} - Letter from City to Payette Co.

- No objection to rezone -

- Employ 100 people -

Ex B

- Applicant's Exhibit B - Admitted - Already part of the record

- Future development located in SW area -

Ex 5 -

Protestant's Exhibit 5 ^{Admitted} - SW Cannery Water Use -

- 5:25 PM

Further hearing will be held on Monday May 16 at 9:00 am

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May 16, 1988

9:10 am
city lateContinuation of Hearing
65-12812 Student Loan Fund of Idaho -

Applicant

Student Loan Fund of Idaho - Attorney Gordon Nielsen

Protestant

City of Fruitland

Attorney - Bill Gignax III - no longer acting as attorney

Represented by -

→ Different Plan - Seven wells -

2,500 people and plants ~~use~~ use the aquifer -

4. Don't need to chlorinate at the present time -

1. Up to student loan fund to prove no harm

2. Sensitive aquifer -

3. Would like the lower quality aquifer ~~to~~ deeper aquifer be used

4. Would like monitoring to take place -

5. -

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Team

- Wells 15 the cannery well has had no effect on other wells -

Use 2 million gallons per month

- School District has its own well.

- Does not want SL Fund to leave Fruitland.

→ 65-12710 - Official Notice of Facts in the Decision

Re-directed -

Bob Hengler — Statement —

- Adjacent Neighbor lived there 35 years
- Shallow wells are about 30 or 40 feet —

- Water level has dropped about 10 feet -

- Deep water has sulfur in it —

- Probabably should allow the permit

- Ask us to be cautious — before license is used.

- Feels the shallow water is recharge from surface water irrigation

Recess

City Engineer called by the City —

- Mike Holliday —

- Statement —

- Wells 1, 4, 5, 14 & 15

- 1 drilled 1955

- 4 & 5 - 1960's Static water level ^{today} 28 ft Nov. 11 ft.

- All wells are 50 to 75 feet deep

- #15 drilled 500 feet found hydroge sulfide gas —

- Wells produce 100 to 150 gpm —

- Well has not been test pumped —

Applicant's Exhibit C - Report to the City — Admitted —

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Applicants Presentation

- Student Loan Fund of Idaho -

Charles Feast Hydrogeologist CH₂M Hill since Aug 19

Examined Well logs -

" Construction of Student Loan Fund Well -

System is slightly artesian

Exhibit "D" ~~Applicants~~ ^{Admitted} Ex D - Report prepared by Mr Feast

Worst condition continuous pumping April 15 to ~~May~~ 15 - Max Q
\$ feet of draw down - Transmissivity of 32,000

Exhibit "E" ~~Applicants~~ ^{Admitted} Ex E Graph of

Report Transmis 78,500 from report of Exhibit C.

X-exam -

Impact of low water year -

Re-call - Mike Holliday - city engineer

- Well instead of ditch

- Weeds, turbidity, season,

X-exam -

- Archee wanted water from the wells -

Tothill -

→ Cost would be \$5 to \$10,000 to switch to ditch water -

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Nietson - summary statement
- Clean industry -

- Compare Annual Rate with Max Q continues -

City of Fruitland

- Distressed about applicant not receiving approval -

11:15am

MAILED

OCT 03 1988



"The Longest Little City in Idaho"

City of Fruitland

Area Code 208
Phone 452-4421

Department of Water / Administration	
APPLICANT'S	
Exhibit	A
Date Admitted	BDF 5/4/1988

P. O. Box 324
FRUITLAND, IDAHO 83619

17 July 1987

Payette County Planning & Zoning Commission
Payette County Courthouse
Payette, Idaho 83661

Dear Commissioners,

The Fruitland City Council considered a request by
Carroll Lee Lawhorn, Executive Director of Student Loan
Fund of Idaho to send a recommendation to you regarding
a zone change within Fruitland's Impact Area at their
meeting of 14 July 1987.

A parcel on the southwest corner of NW 2nd Ave. and
U.S. 95 currently owned by Darell Eldred is the site
in question.

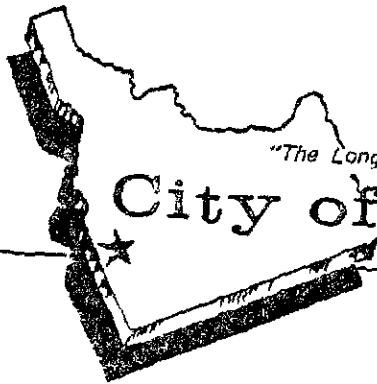
Due to the close proximity of U.S. 95 and ease of traffic
to and from the site as well as obvious commercial
potential, the City Council voted unanimously to recommend
this site for the rezone.

Yours truly,

Rick S. Watkins, City Administrator

cc: Carroll Lee Lawhorn

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OCT 03 1988



Area Code 208
Phone 452-4421

Department of Water Administration

APPLICANT'S

Exhibit **B**

Date Admitted **BDF May 4/1988**

P. O. Box 324
FRUITLAND, IDAHO 83619

24 December 1987

Director of Water Resources
2735 Airport Way
Boise, Idaho 83705

RE: PROTEST - WATER RIGHT PERMIT NO. 65-12812

Dear Director,

The Mayor and City Council of the City of Fruitland hereby protest the granting of the above-mentioned permit to Student Loan Fund of Idaho for irrigation purposes. There is no protest for domestic use.

It is our understanding that the 0.7 CFS represents 300-400 GPM and the use for irrigation purposes seems very unwise as ditch water is available from either West Side Lateral or Henggeler Ditch via Farmers Cooperative Irrigation Co.

The City currently has four operational wells on the south end of town and we feel this irrigation well could be very detrimental to the current and future status of our growing community.

We would appreciate your encouragement of the use of the existing ditch rights on the property.

Sincerely,

Joseph P. Wozniak

Joseph P. Wozniak, Mayor

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DEC 28 1987

Department of Water Resources
Water Resources Division

CITY OF FRUITLAND

PROPOSED
WELL NO. 14

ENGINEERING REPORT

Prepared By
HOLLADAY ENGINEERING
COMPANY

MISREFILED

OCT 03 1988

Department of Water Administration
APPLICANT'S

Exhibit

C

Date Admitted 5-16-88 DDF

SCOPE

This report reviews the design, location, construction, capacity, necessity and proposed monitoring program.

CONCLUSIONS

The construction and operation of Well No. 14 is required by the City of Fruitland's domestic water usage. The well will provide domestic, fire, and irrigation supply for the City. The well will provide the City with an additional supply to allow for maintenance of wells without curtailing usage during the peak usage months. The well will reduce the time that the other wells in the system must run to provide water during the summer months. Well No. 14 will also allow the reserve capacity to provide fire protection in the summer months that does not exist at the present time.

RECOMMENDATIONS

1. Complete construction of Well No. 14 as soon as possible.
2. Work with the State of Idaho Water Resources to gain the permit required for usage of the well.
3. Work with the adjacent irrigation well owners to provide a reasonable settlement of their concerns with respect to water usage.
4. Institute a program of well monitoring to determine draw down and usage of all wells in the area of Well No. 14.

HISTORY OF EXISTING WELL SYSTEM

The City of Fruitland now has eight (8) wells in service that provide approximately 1200 gallons per minute, under maximum production. Due to the age of four of the wells we have experienced many problems with the production capacity of the wells ; the problems have included motors, pumps, and sand migration into the casing.

The static water table in the wells on the North end of the city have shown a decrease of 8 to 12 feet since 1967, based on records filed at City Hall. Five of the City's wells are located on the North end.

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DEMOGRAPHICS OF SERVICE AREA

The present domestic water system services 2559 residents, of which 80-90% use the domestic water system to provide irrigation. The present area is serviced by an elevated 200,000 gallon tank and a ground level 1,000,000 gallon tank with booster pumps.

The winter time demand is supplied by two wells, except in the case of a fire. Summer demand requires that eight wells be used to supply water for the system.

WELL NO. 14

Well No. 14 was drilled in the existing location because of a gift of the property to the City by E. M. Mell, a member of the City Council. The site was in an excellent location on the South end of the domestic system with a six (6) inch diameter water main adjacent to the site.

Well No. 14 was drilled to a depth of 400 feet to evaluate the water bearing materials below the upper layer of 35 to 60 feet below the surface. The drilling uncovered two layers of material, but both layers contained hydrogen sulfide gas, making them unacceptable as domestic water sources.

The well was drilled as a test well or hole. The well logs of exploratory gas and oil wells in the area noted water bearing materials at deeper depths that produced artesian flows. The well was drilled with the concept of using the high volume artesian flows as a part of the domestic water system or use it to recharge the existing aquifer.

After reaching the 400 foot level it was decided that the quality of the water encountered did not justify their usage in the domestic system, based on the hydrogen sulfide gas content. The deeper portion of the well was abandoned and a screened well was constructed from 45 to 60 feet below the surface.

During the construction of the well a perforated casing was installed to a depth of 65 feet. Development of the aquifer was started using surging equipment and air. Final development was accomplished using a high capacity pump. The pump capacity was approximately 600 gallons per minute. The pump removed fine sand, silts and clays from the formation. During the pump development stage, Mr. Henggeler's pump was running and it broke suction. The City did not make an attempt to monitor the draw down during this stage of development.

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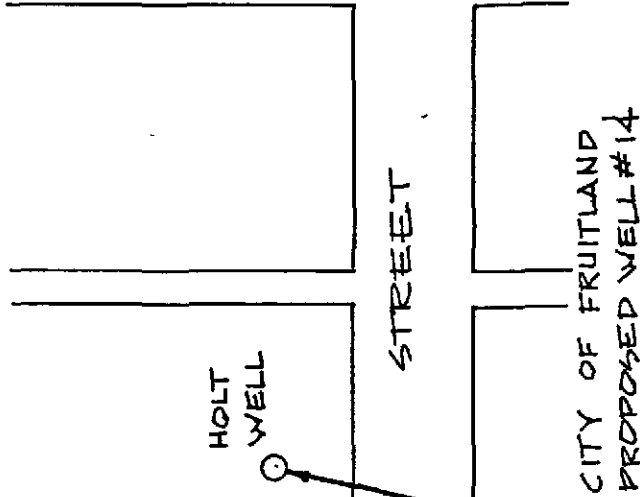
During the test pumping of the developed well, the City monitored the draw down in Mr. Holt's, Mr. Henggeler's and Fruitland School District's wells. The results are included in this report for review.

The proposed product volume of Well No. 14 is set at 175 gallons per minute.

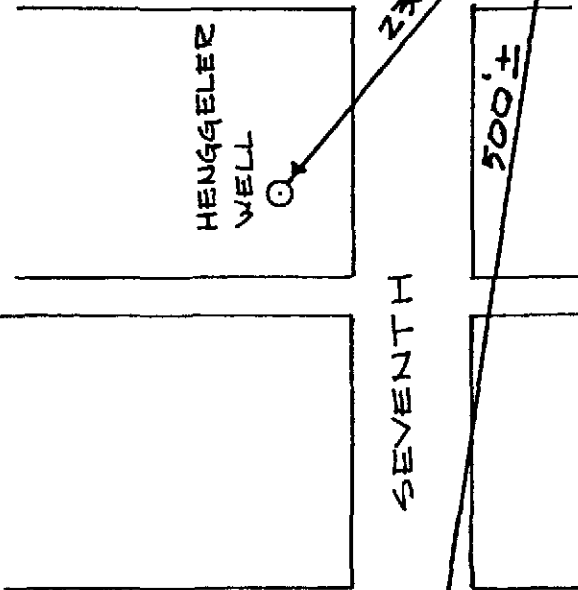
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PENNSYLVANIA AVE.

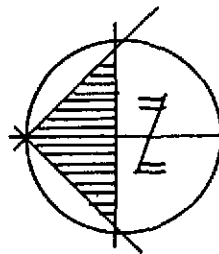


MINNESOTA AVE.



IOWA AVE.

FRUITLAND
SCH. DIST.
WELL

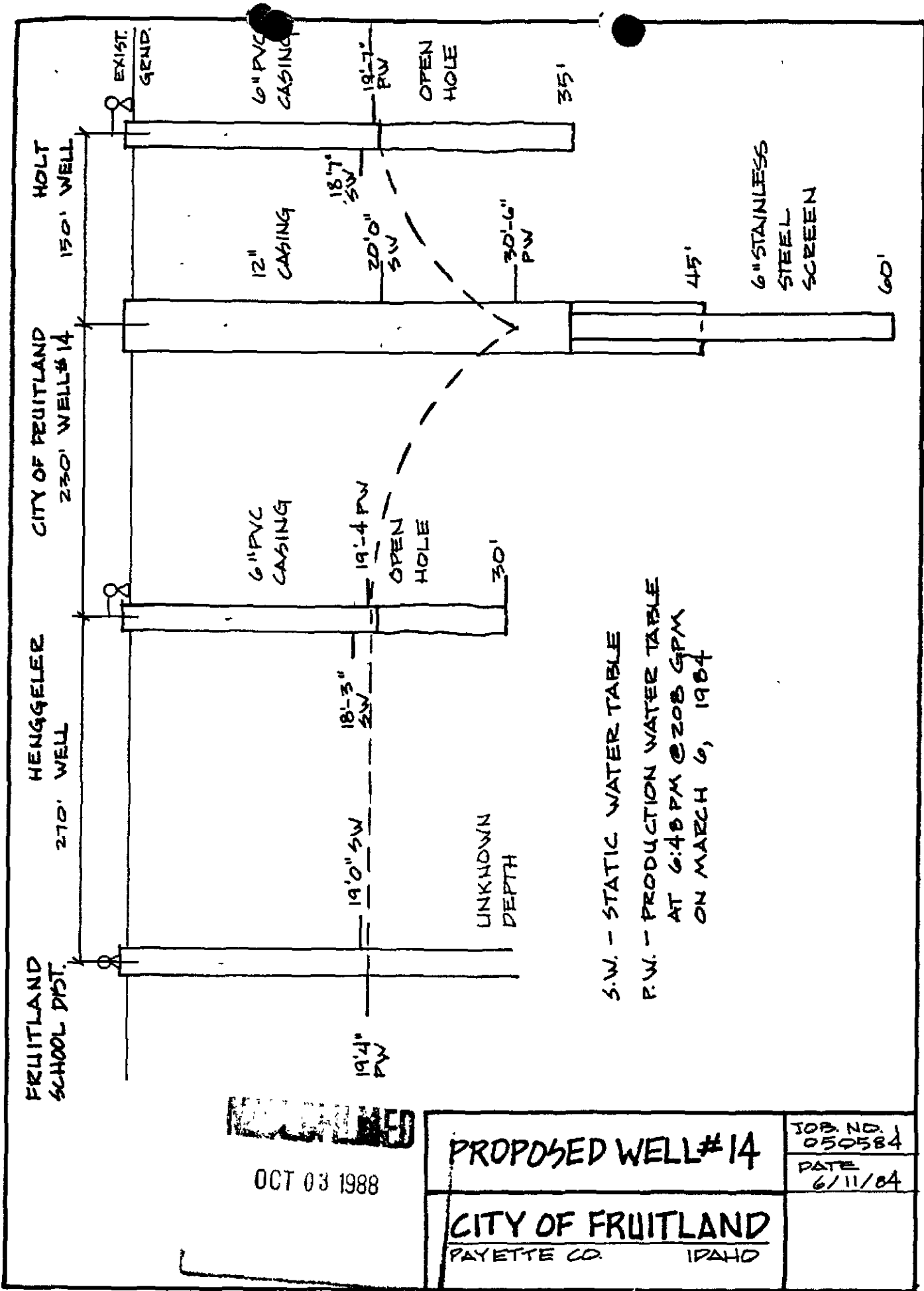


SCALE 1"=100'

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JOB NO 050584	DATE 6/11/84	PROPOSED WELL #14	CITY OF FRUITLAND PAYETTE CO., IDAHO



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OCT 03 1988

PROPOSED WELL #14		JOB. NO. 050584
CITY OF FRUITLAND		DATE 6/11/84
PAYETTE CO.	IDAHO	

DRAW DOWN DATA FROM PUMP TEST ON MARCH 6, 1984 *

TIME	VOL. GPM	WELL #14	HOLT	HENG- GBLER	SCAL.
STATIC 0	20.0"	18.7"	18.7"	19.0"	
2:58	23.11"	18.7"	18.7"		
2:59	23.11"				
3:00	23.11"	18.11"	18.7"		
3:01	24.0"				
3:02	24.1"				
3:03	24.1"				
3:08	24.11"	19.2"			
3:10	24.11"				
3:12	24.11"				
3:13	24.11"				
3:15	24.11"	18.6"			
3:18	110				
3:19	192				
3:21					
3:22					
3:23	207	29.2"	19.3"		
3:25					
3:28		29.2"	19.2"		
3:33		30.0"			
3:38		30.0"			
3:48		30.0"			
4:00		19.4"			
4:05					
4:08					
4:15					
4:18	208	30.1"	19.5"	19.0"	
4:19					
4:20		30.3"			
4:21		30.3"			

TIME	VOL. GPM	WELL #14	HOLT	HENG- GBLER	SCAL.
4:22	4.22	30.3"			
4:23	4.23	30.3"			
4:29	4.29	30.3"			
4:30	4.30				
4:33	4.33				
4:34	4.34	30.3"			
4:38	4.38	30.3"			
4:39	4.39	30.3"			
4:45	4.45	19.5"			
4:48	4.48				
4:49	4.49	30.3"			
5:00	5.00	19.5"			
5:03	5.03				
5:04	5.04	30.14"			
5:15	5.15	19.5"			
5:18	5.18	19.15"			
5:19	5.19	30.4.5"			
5:30	5.30	19.6"			
5:33	5.33	19.15"			
5:34	208	30.5"			
5:38	5.38				
5:45	5.45	19.6.5"			
5:48	5.48				
5:49	5.49	30.5"			
6:00	6.00	19.7"			
6:04					
6:08					

* MEASUREMENT FROM TOP OF CASING

TIME	VOL. GPM	WELL #14	HOLT	HENG- GBLER
6:15	6.15	30.5"	19.7"	
6:18	6.18			
6:19	6.19	30.5"		
6:20	6.20			
6:30	6.30		19.7.5"	19.3.5"
6:34	6.34	30.6"		
6:38	6.38			
6:45	6.45		19.7"	19.4"
6:48	6.48	30.6"		
6:49	6.49			

PROPOSED WELL #14

SUB. NO. 050584
DATE 6/11/84

CITY OF FRUITLAND
PAYETTE CO. IDAHO



Engineers
Planners
Economists
Scientists

May 4, 1988

BOI26166.A0

Department of Water Administration
APPLICANT'S
Exhibit <u>D</u>
Date Admitted <u>5-16-88</u> <u>BDF</u>

Mr. Carrol Lee Lawhorn
Student Loan Fund of Idaho
P. O. Box 730
Fruitland, Idaho 83619

Dear Mr. Lawhorn:

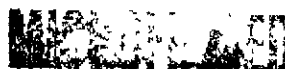
Subject: Analysis of Impact of SLFI Groundwater Withdrawals
for Irrigation on City of Fruitland Supply Wells

On the basis of information supplied to me by Mr. Gordon Nielson and Mr. Mike Holladay and from well logs on file with the Idaho Department of Water Resources, I have conducted an analysis of the effect your proposed irrigation withdrawals may have on the groundwater levels at the nearest City of Fruitland water supply well. This letter summarizes my approach and analysis.

The nearest well is Well No. 14, approximately 3,250 feet north of your well. With the data and time available to conduct this analysis it is my conclusion that your proposed withdrawal will not have a significant impact on the operation of Well No. 14.

INFORMATION SOURCES

Well logs and test pumping data from nine wells, including your irrigation and domestic wells, and seven of the City of Fruitland supply wells were used to construct a simplified hydrogeologic cross-section and to approximate the physical and hydrologic characteristics of the sand and gravel aquifer that your irrigation well is completed into. Additional information on the hydrogeology of the area and construction details and performance data for Fruitland Well No. 14 were obtained from Mr. Mike Holladay.



OCT 03 1988

Mr. Carrol Lee Lawhorn
Page 2
May 4, 1988
BOI26166.A0

AQUIFER AND WELL SUMMARY

Your well and Fruitland Well No. 14 are both completed into the same sand and gravel aquifer; generally between 40 and 60 feet below ground. This aquifer is about 20 feet thick and is confined above by thick clays and confined below by a clay that is about 10 feet thick at your well, but which becomes slightly thinner and is described as silty and sandy in the log for Fruitland Well No. 6, approximately 4,000 feet north of your well.

The potentiometric surface of the aquifer is typically 10 to 20 feet below ground level and generally slopes to the north-northwest but is undoubtedly affected by pumping wells in the area. According to Mr. Holladay, water levels in the aquifer typically rise 2 to 3 feet during the irrigation season presumably due to leakage from canals and deep percolation of irrigation waters.

AQUIFER PROPERTIES

TRANSMISSIVITY

Based on specific capacity test data reported on the well logs and for Fruitland Well No. 14 provided by Mr. Holladay, a range of aquifer transmissivities from 18,125 to 46,900 gallons per day per foot (gpd/ft) were determined. This range was compared to "typical" values for sand and gravel aquifers reported in groundwater textbooks. The textbook values were significantly higher than the transmissivities calculated from the specific capacity tests. Higher aquifer transmissivities will result in less drawdown from a well.

I used the value for your well (the lowest value), the value for Well No. 14 (the highest value), and an average of the two. Since typical transmissivity values for sand and gravel aquifers are higher than the value calculated for Well No. 14, I consider the Well No. 14 value representative of the aquifer. However, my conclusion regarding no significant impact is based on the projected drawdown using the lower average transmissivity for your well and Well No. 14.

RECORDED

OCT 05 1988

Mr. Carrol Lee Lawhorn
Page 3
May 4, 1988
BOI26166.A0

STORAGE COEFFICIENT

Storage coefficients for confined aquifers typically range from 0.001 (0.005 in some texts) to 0.00001 depending on the permeability of the confining beds. I used two values in my analysis; 0.001 and 0.0001. I consider this to be an appropriate range of values for a shallow system that is only moderately confined. Aquifers with lower storage coefficients will experience more drawdown.

PUMPING RATES AND PUMPING PERIOD

I used the pumping rate of 0.7 cubic feet per second (cfs) which equates to approximately 314 gallons per minute (gpm) for my final analysis. This rate was reported to me as the amount of your water rights application as amended orally. Preliminary analyses were based on 0.44 cfs (200 gpm) and 133 gpm (24 hours per day equivalent of pumping 200 gpm for only 16 hours per day).

Without detailed information on the proposed operation of your irrigation system I based my analysis on an assumed irrigation period of April 15 through September 15. During this period I further assumed your system would be operating at full capacity, 24 hours a day, 7 days a week. This equated to 3,762 hours (153 days) at a pumping rate of 314 gpm.

Any actual operation less than these assumptions would result in less projected drawdown. A slightly shorter irrigation pumping period would have less effect than cyclic pumping within the day or week. A longer irrigation period would have only minimal effect.

METHOD OF ANALYSIS

I used two programs written for the HP-41 calculator. The first approximates aquifer transmissivity from specific capacity data. I wrote the version of this program I am using based on approximation methods provided in groundwater textbooks. Other versions of this program based on the same methods are available through the National Water Well Association and the International Groundwater Modeling Center, Butler University.

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Mr. Carrol Lee Lawhorn
Page 4
May 4, 1988
BOI26166.A0

The second program I used in a small analytical model named AQMODL which is distributed by the same two organizations. This model is based on the these assumptions of confined, isotropic, and homogeneous aquifer. The sand and gravel aquifer meets these assumptions sufficiently for this analysis. Required input data for this model are: transmissivity, storage coefficient, pumping rate and pumping period, and coordinate location for each pumping well. I input data only for your irrigation well; consequently the predicted drawdowns at the Fruitland wells are in addition to the drawdowns occurring in those wells as a result of their pumping. The model determines the drawdown at any X-Y coordinate for the pumping rate and time specified. I typically only determined the drawdown at Fruitland Wells No. 6 and 14 although I did generate some more complete drawdown maps.

APPROXIMATE CONDITIONS AT FRUITLAND WELL NO. 14

Mr. Holladay reported that the well was screened from 40 to 55 feet; static water level about 20 feet below ground level; test pumped at 206 gpm with 10.5 feet of drawdown and the production pump is set at 40 feet and has a pumping rate of 156 gpm. On the basis of the specific capacity data at 206 gpm, the approximate pumping water level at 156 gpm is 8 feet below static or at 28 feet, approximately 12 feet above the pump.

SUMMARY OF ANALYSIS

Transmissivity (T) ranged from 18,125 to 46,900 gpd/ft. Storage coefficient (S) ranged from 0.001 to 0.0001. Pumping rate (Q): 314 gpm (.70 cfs). Pumping period (t): April 15 to September 15 (153 days). Pumping schedule: 24 hours/day, 7 days/week. Distance to nearest city well (r): Well No. 14, 3,250 feet. Regional water level rise during simulation: 3 feet.

WORST CASE SCENARIO:

T = 18,125 gpd/ft
S = 0.0001
Q = 314 gpm
t = 3,762 hours

Drawdown at r = 3,250 feet = 12 feet

OCT 03 1988

Mr. Carrol Lee Lawhorn
Page 5
May 4, 1988
BOI26166.A0

BEST CASE SCENARIO:

T = 46,900 gpd/ft
S = 0.001
Q = 314 gpm
t = 3,762 hours
Drawdown at r = 3,250 feet = 3 feet

REASONABLE MOST LIKELY SCENARIO:

T = 32,500 gpd/ft
S = 0.001
Q = 314 gpm
t = 3,762 hours
Drawdown at r = 3,250 feet = 4 feet

CONSERVATIVE ASSUMPTIONS IN ABOVE ANALYSES

<u>Assumption</u>	<u>Actual Conditions</u>
No Recharge	Lateral and/or vertical recharge does occur; otherwise city wells would go dry.
Change in Water Level	Only about 1.3 feet of the reported 3 feet per year rise in water level was used by the model (3'/year x 5/12 of a year irrigation season)
Maximum Pumping	Peak rate of 314 gpm was used as rate average for entire pumping period. Actual rate may be less.
Pumping Schedule	April 15 to September 15, 24 hours/day, 7 days a week assumed. Actual schedule may include daily and/or weekly cyclic pumping, down time, and wet weather adjustments.
Transmissivity	18,125 to 46,900 gpd/ft used. Typical values for sand and gravel aquifer 15 to 20 feet thick are 150,000 to 2,000,000 gpd/ft. Thus, maximum T used is well below typical. If minimum "typical" is used, drawdown at r = 3,250 feet is less than 1 foot.

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OCT 03 1988

Mr. Carrol Lee Lawhorn
Page 6
May 4, 1988
BOI26166.A0

CONCLUSION

On the basis of the available information, there is a low probability of any significant impact on water production at the nearest City of Fruitland well, Well No. 46, resulting from the operation of your irrigation well. Reasonable but low estimates of aquifer properties indicate only minimal drawdown at Well No. 46 with continuous pumping at the maximum rate.

My opinion is that there will be no significant drawdown at Fruitland Well No. 46 as a result of the proposed irrigation withdrawals at the Student Loan of Idaho property.

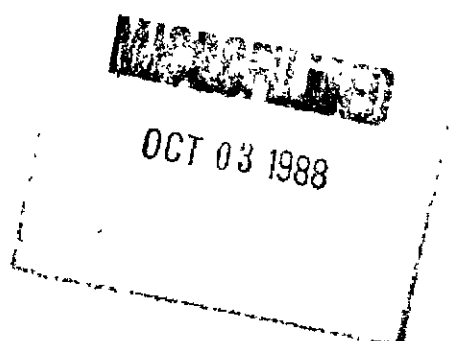
If you have any questions about this report or my approach and analysis of this situation, please do not hesitate to call.

Sincerely,

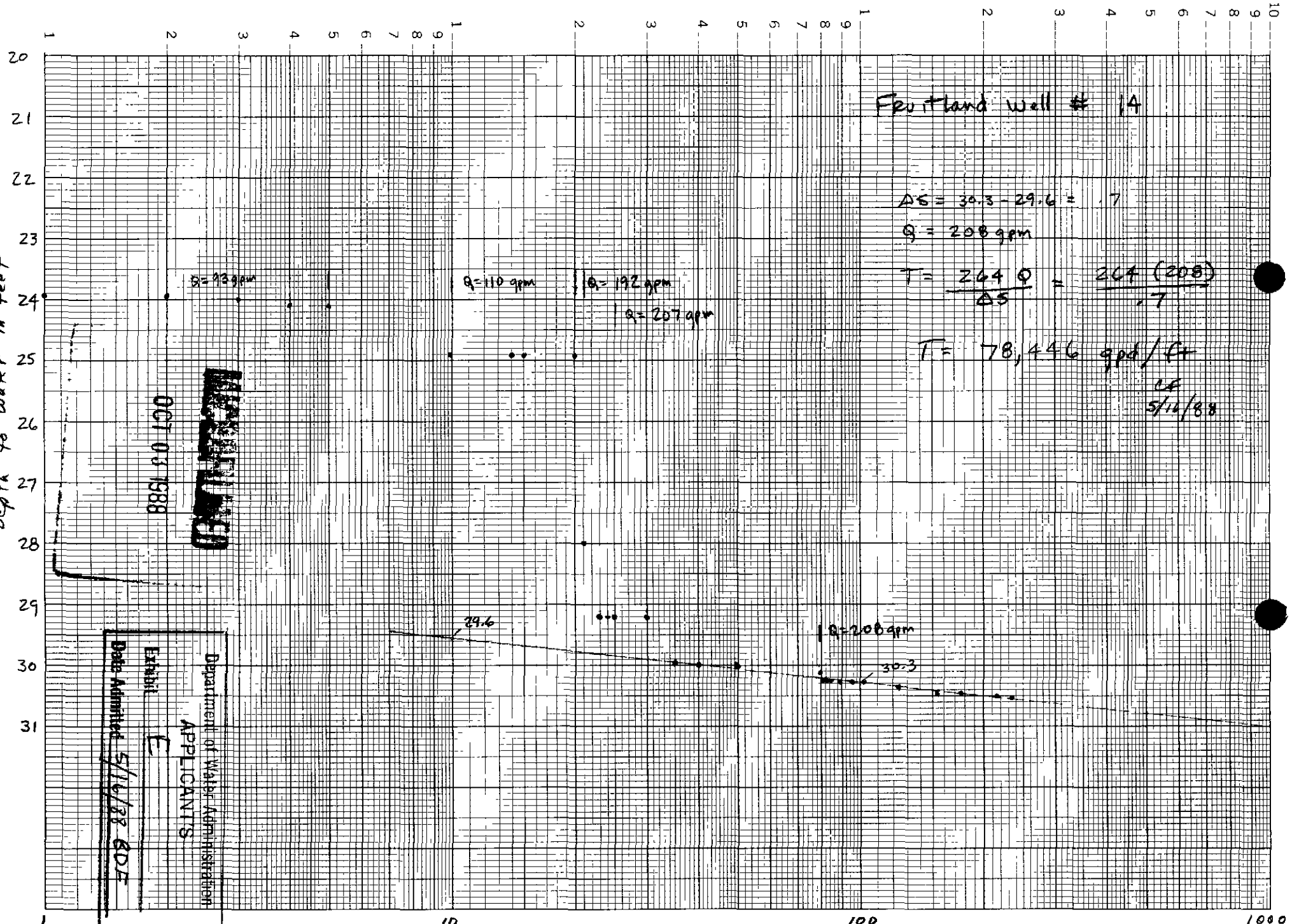
Charles Feast

Charles Feast, P.G.
Project Manager

BOPC21/008-PC/jai



Depth to water in feet



OCT 03 1988

Department of Water Administration
APPLICANTS

Exhibit

E

Date Admitted 5/16/88 BDF

t (min) since pumping started

7987-60 shares

DIV. L TAP NO. 106 SHEET NO. ACCOUNT NO.

NAME Student Loan Fund of Idaho, Inc.

ADDRESS P.O. Box 730
Fruitland, ID 83619

STRANGE PRINTING SERVICE
FRUITLAND IDAHO

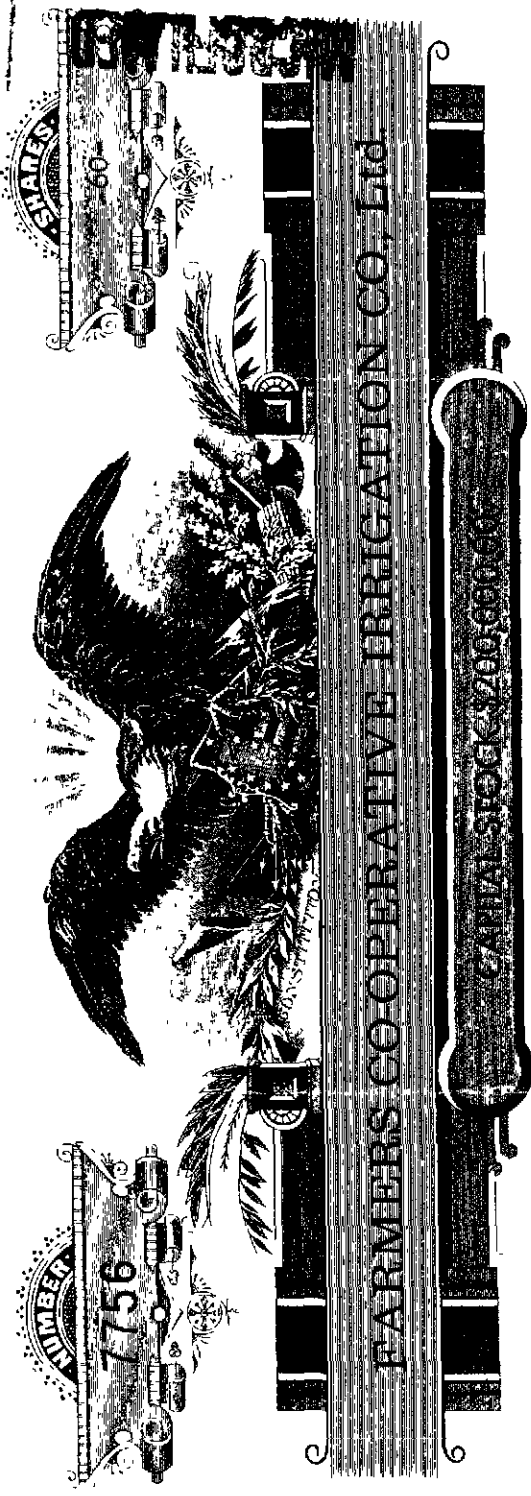
[illegible]

Department of Water Administration	
PROTESTANT'S	
Exhibit #	1
Date Admitted	BPA 5/4/1988

MAINTAINED

OCT 03 1988

Transferred to Student Loan Fund, by De. Inc. 4-21-88 Elected 197467-0
Ent # 7997



8861 80 100

THIS CERTIFICATE THAT DARYL W. ELDRED OR TERRY D ELDRED ***** * is the owner of
(60) SIXTY ***** Shares of the Capital Stock of

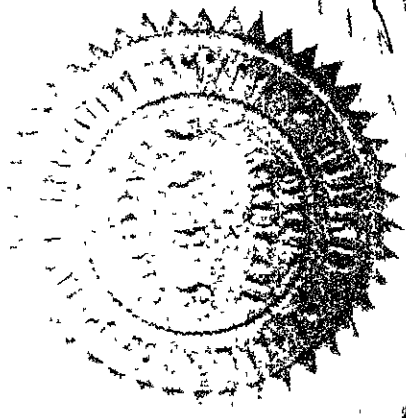
Farmers Co-Operative Irrigation Co., Ltd.

transferable only in the books of the Corporation by the holder
hereof in person or by Attorney upon surrender of this Certificate
properly endorsed.

The Witness Whereof, the said Corporation has caused this Certificate to be
signed by its duly authorized officers and to be sealed with the Seal of the Corporation

this 25TH day of OCTOBER AD 1984

Harold Miller President *Clay Whitley* Secretary



Shares Each.

The Farmers Co-operative Irrigation Co., Ltd.

828 Center Avenue

Payette, Idaho 83661

(208) 642-9424

I certify that this is a true and correct copy of the original certificate on file in the office of the Farmers Co-operative Irrigation Company, Ltd., and that these records are in my care, control and custody by reason of my duties as secretary.

Helen Bivins


Secretary



OCT 03 1988

Exhibit 4A
Date Admitted _____

WATER PRODUCTION - CITY OF FRUITLAND

	#1	#4	#5	#6	#9	#10	#11	#12	#14	#15	TOTAL
JAN 1985	199000	806400			128800			1058000			2416600
FEB	837000	716400			1965700						3734900
MAR	9779000	103100			2545800						
APR		116700			539700						
MAY		193500			10683200						
JUN	2570000										
JUL	2689000	772300					1334000				
AUG	1526000	846200	3609700	5164000	1563300	2446300	3025000				
SEP	1313000	607000	1852200	2743000	1398900	1582100		1686000			
OCT	535000	1030900	3065000	2541000	1520500	1381000		1221000			
NOV	839000	411600	1440400	1859000	1082000	1621900		890000			
DEC 1985	21692100	8225200	9967300	12247000	23190000	15657700	4364000	23109000			7443900
JAN 1986	1075000	623200	2226800	3689000	949300	1173700		1496000			11276000
FEB	953000	324400	687800	2711000	943200	1125000		1146000			19681200
MAR	1116000	549900	176000	2414000	1644700	1127500	879000	1621000			
APR	1728000	663700	2176000	3228000	1233800	1342100	1560000	1879000			
MAY	2576000	964000	3185200	7490000	1768800	2452900	2120000	2867000			
JUN	2759000	1966200	6660000	20422000	2510000	2375100	4391000	3144000			28305400
JUL	2440000	168400	4675500		2667900	2802400	3057000				25562200
AUG	5845000	2362100	9581000	19627000	3097400	3958500	4301000	40013000			
SEP											
OCT											
NOV			1100	4299000				2507000			
DEC	2465000		1666000	4231000	19400			1206000	3150200		
TOTAL 1986	21880000	9162500	28982600	57506000	14282500	16357500	16308000	25179000	3150200		192888300

OCT 03 1988

WATER PRODUCTION - CITY OF FRUITLAND

	#1	#4	#5	#6	#9	#10	#11	#12	#14	#15	TOTAL
1987											
January											
February											
March											
April											
May											
June											
July											
August											
September											
October											
November											
December											
TOTAL 1987											
1988											
January											
February											
March											
April											
May											
June											
July											
August											
September											
October											
November											
December											
TOTAL 1988											

RECEIVED

OCT 03 1988

Department of Motor Administration
 PROTESTANT'S
 Exhibit #5
 Date Admitted BDF May 4, 1988

WATER CONSUMPTION FOR ABOVE MENTIONED INDUSTRIAL USE.
 305 NW 4TH STREET
 MIAMI, FL 33136

WATER CONSUMPTION FOR ABOVE MENTIONED INDUSTRIAL USE. READINGS TAKEN FROM THE 21ST OF THE 21ST OF EACH MONTH. THEY USE A COMPOUND METER, AND THE TOTAL MONTHLY CONSUMPTION IS OBTAINED BY COMBINING THE USAGE FROM BOTH METER READING. THE DAILY USAGE IS FIGURED ON 22 WORKING DAYS PER MONTH AND IS AN AVERAGE.

NOTE - THE GALLONS PERIOD BELOW FOR THE MONTHLY CONSUMPTION ARE IN THE MILLIONS AND THE GALLONS PER DAILY CONSUMPTION ARE IN THE THOUSANDS. WITH THE EXCEPTION OF THE INSTALLATION JAN. 1987 TOTAL MONTHLY GALLONS WHICH IS IN THE THOUSANDS.

INSTALLATION TO JAN. 1987	1,000,000	GALLONS - MONTH
(NO DAILY CONSUMPTION FIGURED FOR THIS PERIOD)		
JANUARY TO FEBRUARY 1987	2,000,470	GALLONS - MONTH
	111,886	GALLONS - DAILY
FEBRUARY TO MARCH 1987	2,800,100	GALLONS - MONTH
	127,273	GALLONS - DAILY
MARCH TO APRIL 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
APRIL TO MAY 1987	1,000,000	GALLONS - MONTH
	45,455	GALLONS - DAILY
MAY TO JUNE 1987	1,000,000	GALLONS - MONTH
	45,455	GALLONS - DAILY
JUNE TO JULY 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
JULY TO AUGUST 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
AUGUST TO SEPTEMBER 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
SEPTEMBER TO OCTOBER 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
OCTOBER TO NOVEMBER 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
NOVEMBER TO DECEMBER 1987	2,000,000	GALLONS - MONTH
	90,909	GALLONS - DAILY
DECEMBER 1987		GALLONS - MONTH
		GALLONS - DAILY

MICROFILMED

OCT 03 1988

POOR QUALITY

JANUARY TO FEBRUARY 1988	2,800,260	GALLONS - MONTH
	127,646	GALLONS - DAILY
FEBRUARY TO MARCH 1988	3,439,600	GALLONS - MONTH
	156,345	GALLONS - DAILY
MARCH TO APRIL 1988	3,601,000	GALLONS - MONTH
	164,000	GALLONS - DAILY

THE TOTAL WATER CONSUMPTION FROM INSTALLATION TO APRIL 21, 1988 IS 46,481,380 (FORTY-SIX MILLION, FOUR HUNDRED AND EIGHTY-ONE THOUSAND, THREE HUNDRED EIGHTY GALLONS).

THE SEWER DISCHARGE TO THE CITY RANGES FROM 40% TO 60% OF THE MONTHLY WATER CONSUMPTION.

THE ABOVE INFORMATION IS SUPPLIED BY: CITY OF FRUITLAND
200 S. WHITLEY DRIVE
FRUITLAND, ID 83619

JERRY L. MORDHORST, WATER/WASTEWATER OPERATOR
MIKE HOLLADAY, CITY ENGINEER
RHONDA L. TWEEDY, WATER DEPARTMENT

POOR QUALITY

OCT 03 1988

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.

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.USE TYPEWRITER OR
BALLPOINT PEN
RECEIVED
NOV 13 1987

1. WELL OWNER

Name STUDENT LOAN OF IDAHO
Address FRUITLAND, IDAHO 83619
Owner's Permit No. _____

7. WATER LEVEL

Department of Water Resources
Static water level 10 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug
Temperature 57 °F. Quality good
Describe artesian or temperature zones below _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
400 +	60	4

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
.250 inches	8 inches	2 feet	60 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☒ Yes ☐ NoHow perforated? ☒ Factory ☐ Knife ☒ TorchSize of perforation 1/8 inches by 3 inches

Number	From	To
1450 perforations	45 feet	60 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 1/8 inches

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld _____

☐ Cemented between strata

Describe access port _____

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
12	0	30	BROWN CLAY		
12	30	35	SAND BROWN		
8	35	40	SAND BROWN	X	
8	40	55	SAND GRAVEL	X	
8	55	59	SAND BROWN COARSE	X	
8	59	65	BLUE CLAY		

RECEIVED
JAN 08 1988

Department of Water Resources

RECEIVED
NOV 20 1987Department of Water Resources
Western Regional Office

10.

Work started 10-15-87 finished 10-16-87

6. LOCATION OF WELL

Sketch map location must agree with written location.

N				
W				E
S				

Subdivision Name FRUITLAND
Lot No. _____ Block No. _____
County PAYETTE

NE 1/4 NE 1/4 Sec. 34 T. 8N N/S, R. 5W E/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 DALLAS DRILLING & PUMP CO. INC. Firm No. #445Address 505 So. 18th St. Date 11-2-87
PAYETTE, IDAHO 83661Signed by (Firm Official) Johnny L. Goffand
(Operator) Johnny L. Goff

Re:

Place:

Date:

Hearing conducted by:

ROSTER OF ATTENDANCE

[illegible]

- **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO"
on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).

☒ Show to whom and date delivered —¢

☐ Show to whom, date, and address of delivery.. —¢

2. ☐ **RESTRICTED DELIVERY** —¢

(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. **ARTICLE ADDRESSED TO:**

Student Loan Fund, Alaska
P.O. Box 730
Yreka, CA 95619

4. **TYPE OF SERVICE:**

☐ REGISTERED ☐ INSURED

☒ CERTIFIED ☐ COD

☐ EXPRESS MAIL

ARTICLE NUMBER

R 397135212

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

5.

DATE OF DELIVERY

5-10-88

6. **ADDRESSEE'S ADDRESS** (Only if requested)

OCT 03 1988

7. **UNABLE TO DELIVER BECAUSE.**

7a. **EMPLOYEE'S INITIALS**

PC

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL
21821-59

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

NEVER REFILED
USE TO AVOID PAYMENT
OF POSTAGE, \$300

OCT 03 1988



RETURN

Department of Water Resources
Western Regional Office

DEPARTMENT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE IDAHO 83705

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RECEIVED

MAY 11 1988

SENDER: Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).

☒ Show to whom and date delivered — \$

☐ Show to whom, date, and address of delivery.. — \$

2. ☐ **RESTRICTED DELIVERY** — \$

(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. **ARTICLE ADDRESSED TO:**

Joseph F. Wozniak, Mayor
P.O. Box 324
Vandalia, ID 83619

4. **TYPE OF SERVICE:**

☐ REGISTERED ☐ INSURED

☐ CERTIFIED ☐ COD

☐ EXPRESS MAIL

ARTICLE NUMBER

R3A7135 210

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ **Authorized agent**

5. **DATE OF DELIVERY**

5-10-88

6. **ADDRESSEE'S ADDRESS** (Only if requested)

05103 1988

7. **UNABLE TO DELIVER BECAUSE:**

7a. **EMPLOYEE'S INITIALS**

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

21821-57

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RECEIVED
OCT 10 1988

OCT 10 1988

Department of Water Resources
Western Regional Office

DEPARTMENT OF WATER RESOURCES

2235 AIRPORT WAY
BOISE, IDAHO 83705

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)



RECEIVED
MAY 12 1988

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION

2735 Airport Way
Boise, Idaho 83705

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

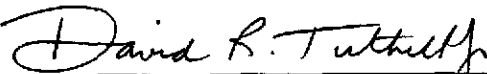
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 65-12812 IN THE NAME OF)
STUDENT LOAN FUND OF IDAHO)

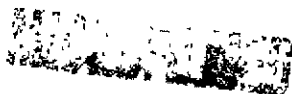
NOTICE OF CONTINUED HEARING

On May 4, 1988, a hearing on the above-referenced water right was commenced. The hearing was not completed, so a continuation has been scheduled for Monday, May 16, 1988, at 9:00 a.m., in the District Court Room, Payette County Courthouse, 1130 3rd. Ave. No., Payette, Idaho, 83661. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Dated this 5th day of May, 1988.



DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office



OUT 03 1988

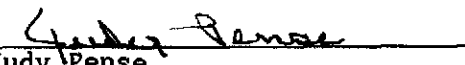
CERTIFIED MAIL

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Joseph P. Wozniak, Mayor
City of Fruitland
P.O. Box 324
Fruitland, ID 83619

Re: Protested Application for Permit No. 65-12812, Student Loan Fund of Idaho

I hereby certify that on the 5th day of May, 1988, I mailed a true and correct copy(s), postage prepaid, of this document to the applicant(s) and protestant(s) listed above.


Judy Pense
Secretary

NON-CERTIFIED MAIL

Bert Osborn, Attorney
Law Office
P.O. Box 158
Payette, ID 83661

Mr. Bob Henggeler
6633 Whitley Dr.
Fruitland, ID 83619

Mr. Larry Hurrle
P.O. Box 130
Ontario, OR 97914

Gordan Nielson
Attorney at Law
1442 West Bannock Street
P.O. Box 273
Boise, ID 83701

William F. Gigray, Jr.
Attorney at Law
P. O. Box 640
Caldwell, ID 83605



OCT 03 1988

To

Dave

Date

4/29

Time

4:30

WHILE YOU WERE OUT

of

D. Higray

Student Loan Hearing

Phone

459-0091

Representing the city of fruitland

Telephoned		Please call	X
Called to see you		Will call again	
Wants to see you		Returned your call	

Message

He wanted to know

if there would be enough
time allow for all parties.
and if everything could
be done in a half-day ???

Operator

L

To

Dave

Date

4/8/24

Time

1:27

WHILE YOU WERE OUT

Gordon Neilson

of

Attorney

Phone

345-5022

Telephoned	X	Please call	X
Called to see you		Will call again	
Wants to see you		Returned your call	

Message

Operator

To

Dave

Date

4/28

Time

3:20

WHILE YOU WERE OUT

Bill Higney

of

Phone

459-0091

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message

Re Student loan
fund leaving

nl
Operator

ARGUS OBSERVER
(1-503 587-5387) 9/88
CALLED NEWSPAPER

CALLED: change
NEWSPAPER FOR TIME/PLACE
ARE CORRECTED.

1. RED APPL 4/29/88 A. 198
NEW PLYMOUTH

FAYETTE
2. INDEPENDENT
ENTERPRISE 642-3357

NO NEWSPAPER IN
FRUITLAND.

Those papers did not
receive ad on Student
Loan Hearing. we should
be okay on our advertising

[Signature]

To

Dave

Date

4/18

Time

9:35

WHILE YOU WERE OUT

Bert Osborn

of

Phone

642-4458

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message

Operator

Dave Adams

To Dave

Date 4/28 Time 10:48

WHILE YOU WERE OUT

Bert Caborn

of _____

Phone 1042- 4458

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message Dave - Mr Caborn
does my attention Laizotto
Co not Com - where I
scheduled! Should I
panic?

Quincy
Operator

To DAVE / JUDY

Date _____ Time 11:45

WHILE YOU WERE OUT

STUDENT LOANS

of HEARING

Phone 452-4058

Telephoned	☒	Please call	☐
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message WED MAY 4 at 1:30

IS NOT ACCEPTABLE TIME.

[Signature]

Operator

To

Dave

Date

5/3

Time

10:27

WHILE YOU WERE OUT

Dave Adams -

of

Radio Station in Ontario OR

Phone

(503) 889-8651

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message

Re: Student loan
fund hearing tomorrow -

nl
Operator

To

DAVE / JUDY

Date

4/15

Time

8:45

WHILE YOU WERE OUT

RICK ROGERS

of

HEARING

Phone

Telephoned	☒	Please call	☐
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message

HEARING Right 65-12812

FOR STUDENT LOANS SET

WED.

FOR MAY 4 at 1:30.

IS AN ACCEPTABLE TIME


Operator



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 28, 1988

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Mr. Bob Henggeler
6633 Whitley Dr.
Fruitland, ID 83619

Joseph P. Vozniak, Mayor
City of Fruitland
P.O. Box 324
Fruitland, ID 83619

Mr. Larry Hurre
P.O. Box 130
Ontario, OR 97914

Bert Osborn, Attorney
Law Office
P. O. Box 158
Payette, ID 83661

Re: Protested Application for Permit No. 65-12812, Student Loan Fund of Idaho

Dear Interested Parties:

This letter is to correct the location of the Hearing and/or Conference on the above-referenced water right application for permit.

The Gem County Courthouse in Emmett was listed in error. The Hearing and/or Conference will be held on Wednesday, May 4, 1988, 1:30 p.m., in the District Court Room, Payette County Courthouse, 1130 3rd. Ave. No. , Payette, Idaho, 83661.

We are sorry if this has caused you any inconvenience. Please call this office if you have any questions.

Sincerely, .

Judy Pense
Secretary

/jp

c.c. Bobby F. ✓

RECEIVED

OCT 05 1988

P 397 135 212

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
Student Loan Fund	
Street and No.	
P.O. Box 730	
P.O., State and ZIP Code	
Vermont ED 05619	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return Receipt Showing to whom, Date, and Address of Delivery	
TOTAL	

Postmark or Date

OCT 03 1988

P 397 135 210

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to

Joseph P. Wozniak mayor

Street and No. Fruitland

P.O. Box 324

P.O., State and ZIP Code

Fruitland ID 83619

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing
to whom and Date Delivered

Return Receipt Showing to whom,
Date, and Address of Delivery

TOTAL

Postmark or Date

OCT 05 1982

P 300 228 145

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

SENT TO

Student Loan Fund of Idaho
STREET AND NO.
P.O. BOX 730

P.O., STATE AND ZIP CODE

Fruitland, ID 83619

POSTAGE

\$

CERTIFIED FEE

\$

OPTIONAL SERVICES

SPECIAL DELIVERY

\$

RESTRICTED DELIVERY

\$

SHOW TO WHOM AND
DATE DELIVERED

\$

SHOW TO WHOM, DATE
AND ADDRESS OF
DELIVERY

\$

SHOW TO WHOM AND DATE
DELIVERED WITH RESTRICTED
DELIVERY

\$

SHOW TO WHOM, DATE AND
ADDRESS OF DELIVERY WITH
RESTRICTED DELIVERY

\$

TOTAL POSTAGE AND FEES

\$

POSTMARK OR DATE

OCT 03 1988

P 300-228 144

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

SENT TO

Joseph P. Wozniak, Mayor

STREET AND NO

City of Fruitland

P.O., STATE AND ZIP CODE

P.O. Box 324

POSTAGE
Fruitland, ID 83619 \$

CERTIFIED FEE

c

CONSULT POSTMASTER FOR FEES

OPTIONAL SERVICES

RETURN RECEIPT SERVICE

SPECIAL DELIVERY

c

RESTRICTED DELIVERY

c

SHOW TO WHOM AND
DATE DELIVERED

c

SHOW TO WHOM DATE
AND ADDRESS OF
DELIVERY

c

SHOW TO WHOM AND DATE
DELIVERED WITH RESTRICTED
DELIVERY

c

SHOW TO WHOM, DATE AND
ADDRESS OF DELIVERY WITH
RESTRICTED DELIVERY

c

TOTAL POSTAGE AND FEES \$

POSTMARK OR DATE

OCT 03 1976

65-12812

PS Form 3800, Apr. 1976

PS 11, Dec 1980

- **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered \$
☒ Show to whom, date, and address of delivery. \$
 2. ☐ **RESTRICTED DELIVERY** \$
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. ARTICLE ADDRESSED TO:

Joseph P. Wozniak, Mayor
 City of Fruitland
 P.O. Box 324 Fruitland, ID 83619

4. TYPE OF SERVICE:

- ☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER

P 300 228 144

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

5. **DATE OF DELIVERY**

APR 29 1988

6. **ADDRESSEE'S ADDRESS** (Only if requested)

14324

7. **UNABLE TO DELIVER BECAUSE:**

7a. **EMPLOYEE'S INITIALS**

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

21801-59

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE

USE TO AVOID PAYMENT

OF POSTAGE

MAILED

OCT 03 1988



RETURN TO

Department of Water Resources
Western Regional Office

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE IDAHO 83705

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

MAY 6 1983

- **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered —\$
☒ Show to whom, date, and address of delivery .. —\$
2. ☐ **RESTRICTED DELIVERY** —\$
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. ARTICLE ADDRESSED TO:

Student Loan Fund of Idaho
 P.O. BOX 730
 Fruitland, ID 83619

4. TYPE OF SERVICE:

- ☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER

P 300 228 145

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

5.

Debbie Rothman
DATE OF DELIVERY

POSTMARK

6. ADDRESSEE'S ADDRESS (Only if restricted)

Px 730 OCT 03 1988

7. UNABLE TO DELIVER BECAUSE:

7a. EMPLOYEE'S INITIALS

21821-59 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

Department of Water Resources
Western Regional Office

PENALTY FOR PRIVATE

USE TO AVOID PAYMENT

OF POSTAGE AND FEE

IF RETURNED TO SENDER



OCT 03 1988

**RETURN
TO**



DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE, IDAHO 83705

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RECEIVED
OCT 03 1988

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION

2735 Airport Way

Boise, Idaho 83705

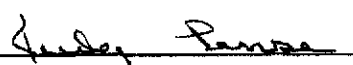
CERTIFIED MAIL

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Joseph P. Wozniak, Mayor
City of Fruitland
P.O. Box 324
Fruitland, ID 83619

Re: Protested Application for Permit No. 65-12812, Student Loan Fund of Idaho

I hereby certify that on the 27 day of April, 1988, I mailed a true and correct copy(s), postage prepaid, of this document to the applicant(s) and protestant(s) listed above.


Judy Pense
Secretary

NON-CERTIFIED MAIL

Bert Osborn, Attorney
Law Office
P.O. Box 158
Payette, ID 83661

Mr. Bob Henggeler
6633 Whitley Dr.
Fruitland, ID 83619

Mr. Larry Hurrle
P.O. Box 130
Ontario, OR 97914

RECEIVED

OCT 05 1988

CONFERENCE AND HEARING INFORMATION
IN THE MATTER OF APPROVAL OF AN APPLICATION FOR PERMIT

In accordance with Idaho Code, Section 42-203, the following issues are involved in the consideration of the application and protest(s):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A tape record of the proceedings will be maintained for the appeal period.

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be submitted to the parties and the parties may be afforded an opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by Idaho Code, Section 42-1701A.

The parties by written stipulation may waive their right to a proposed decision, however, the failure of either party to waive a proposed decision will not prejudice the Director's review of a party's evidence and arguments. However, such a waiver will shorten the decision-making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 42-1701A is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to Rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the district court.

Under the provisions of the Idaho Code, Sections 42-1701A and 67-5215, any court review of the Department's decision on appeal shall be confined to the record created before the Department.

Failure to appear at the time and place set for hearing by the applicant or protestant(s) may allow the Department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.



OCT 03 1988

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

IN THE MATTER OF APPLICATION FOR	)	
	)	
PERMIT NO. 65-12812 IN THE NAME OF	)	NOTICE OF HEARING
	)	AND/OR CONFERENCE
<u>STUDENT LOAN FUND OF IDAHO</u>	)	

On October 13, 1987, Student Loan Fund of Idaho filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On December 28, 1987, the Department received a protest against approval of said application from Joseph P. Wozniak, Mayor of Fruitland, Idaho.

The Department has set the matter of protest for a hearing and/or conference on Wednesday, May 4, 1988, 1:30 a.m., in the in the Third Floor Conference Room, Gem County Courthouse, 415 E. Main St., Emmett, ID 83617. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involves.

Dated this 27th day of April, 1988.

David R. Tuthill

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

OCT 06 1988

CONVERSATION MEMORANDUM

DATE 4/22/88

FILE 65-12812

NAME OF PARTY Student Loan Fund

EMPLOYEE Dave Tuthill

RE: Acceptable Date for Hearing

May 4 was reported to not be acceptable.

Karen, Mr. Lawhorne's secy. will call back about an acceptable time.

Mr Lawhorne called back to say that May 4th is O.K.

RECORDED

OCT 03 1988

INTER-DEPARTMENT MEMO — 1

FROM judy

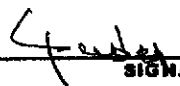
DATE 4/14/88

TO File 65-12812 - Student Loan Fund of Idaho -

SUBJECT - Mr. Larry Hurrle, P. O. Box 130, Ontario, OR 97914 - he is with the Arguant (msp) Paper in Ontario, he would like to be notified of the hearing and/or conference date set up for this file.

MICROFILMED

OCT 03 1988


SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region

CECIL D. ANDRUS
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

R. KEITH HIGGINSON
Director

April 7, 1988

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Joseph P. Wozniak, Mayor
City of Fruitland
P.O. Box 324
Fruitland, ID 83619

Re: Protested Application for Permit No. 65-12812

Dear Interested Parties:

In our letter dated March 28, 1988, we proposed a tentative time for the conference and/or hearing in this matter to be April 27, 1988. The purpose of this letter is to describe that a conflict has arisen for the scheduling on that date, and a newly proposed date is Wednesday, May 4, 1988, at 1:30 p.m. in Payette. Please advise this office telephonically no later than April 15, 1988, if this date is unacceptable. Lacking further response, we will send formal notices to advise you of the exact time and place of the scheduling.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

c.c. Bert Osborn

MAILED

OCT 05 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 28, 1988

Joseph P. Wozniak, Mayor
City of Fruitland
P. O. Box 324
Fruitland, ID 83619

Re: Application for Permit No. 65-12812 in the Name of Student Loan
Fund of Idaho

Dear Mr. Wozniak:

Because the protest you filed on the above-referenced application for permit has been not yet been resolved, a hearing for this matter has tentatively been scheduled for: Wednesday, April 27, 1988, at 1:30 p.m., in Payette.

The purpose of this letter is to advise you of this schedule and to provide you with an opportunity to notify this office if the scheduled time is not acceptable or if there is another reason the hearing should not be held at this time. Similar letters are being sent to other parties interested in this water right.

Please telephone this office no later than Friday, April 8, 1988, at (208) 334-2190 if you desire to make a change to the schedule. If the hearing is to proceed as scheduled, we will prepare final arrangements the following week, and you will be notified accordingly.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

c.c. Bob Henggler
(Bob Henggeler)
6633 Whitley Dr.
Fruitland, ID 83619

RECEIVED

061 00 1208



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

March 28, 1988

Student Loan Fund of Idaho
P. O. Box 730
Fruitland, ID 83619

Re: Application for Permit No. 65-12812

Dear Applicants:

As you have previously been notified, the above-referenced application for permit has been protested. A hearing for this matter has been tentatively scheduled for: Wednesday, April 27, 1988, at 1:30 p.m., in Payette.

The purpose of this letter is to advise you of this schedule and to provide you with an opportunity to notify this office if the scheduled time is not acceptable or if there is another reason the hearing should not be held at this time. Similar letters are being sent to other parties interested in this water right.

Please telephone this office no later than Friday, April 8, 1988, at (208) 334-2190 if you desire to make a change to the schedule. If the hearing is to proceed as scheduled, we will prepare final arrangements the following week, and you will be notified accordingly.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

RECEIVED

OCT 10 1988

CONVERSATION MEMORANDUM

DATE 65-12812

FILE 3/24/88

NAME OF PARTY Bert Osborn Office

EMPLOYEE Dave Tuttle

RE: Hearing Date

I called to set hearing date, but Mr. Osborn was to be out for the rest of this week and next week as well.

I said that I would send a followup letter.

Dkt

MICROFILMED

OCT 03 1988

BOB HENGELER (452-4212) CALLED ON 1/5/87 PROTESTING APPROVAL OF THIS PERMIT, CITING THAT SURFACE IRRIGATION IS AVAILABLE, AND THAT THE IRRIGATION WELL WOULD PROBABLY EFFECT THE MANY SHALLOW DOMESTIC WELLS IN THE VICINITY.

Mike St.

Dnr
File _____

LOMA LINDA WATER CORPORATION
P.O. BOX 446
FRUITLAND, IDAHO 83619

Director of Water Resources
2735 Airport Way
Boise, Idaho 83705

RE: WATER RIGHT PERMIT NO. 65-12812

Dear Director,

The Loma Linda Water Corporation expresses their concern about the possible granting of the above permit for Student Loan Fund of Idaho for irrigation purposes. The Corporation currently has two wells located directly west of SLF and serves 26 families. Our wells are located on a bluff and we are concerned about potential detrimental effects substantial irrigation by SLF could cause our wells.

It is hoped that alternatives to ground water irrigation use are investigated fully before the permit is issued.

Yours truly,


David Smith, President
Loma Linda Water Corporation

452-4303 office

452-4910 Home

2/19/88

I responded with a telecon to David Smith, describing the mechanism used to become an intervenor. Sent booklet of Rules & Regs of Practice & Procedure to Mr Smith in mail. They will consider the option of intervening.

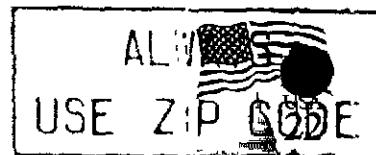
Dnr

2/19/88

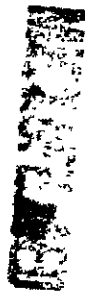
RECEIVED
FEB 10 1988
Department of Water Resources
Western Regional Office

OCT 03 1988

Loma Linda Water Corp.
P.O. Box 446
Fruitland, Idaho 83619



DEC 10 1988



Director of Water Resources
2735 Airport Way
Boise, Idaho 83705

CONVERSATION MEMORANDUM

DATE 1/22/87FILE 65-12812NAME OF PARTY Bert Osborn, Atty.Student Loan Fund
Protested appEMPLOYEE Dave TuthillRE: Protest of City of Fruitland

Mr. Osborn called to say that the City of Fruitland and the applicant are negotiating an agreement. They request that scheduling a hearing/conf be delayed. I said that we would do so until late Feb.

He stated that they may file an app for the domestic portion of the commercial use, so that portion can proceed. I stated that would be acceptable from our standpoint.

Bert OsbornDor

~3/10/88 called to say that negotiations have broken down & requested that

MICROFILMED

OCT 03 1988

SPECIAL NOTE: _____

PROTEST INFORMATION SHEET

Protestant - Name(s)

Joseph P. Wozniak, Mayor, City of Fruitland

*Bob Hemgler desires to be
notified of actions
on this file.
(Payette address)*

Address P. O. Box 324, Fruitland, ID 83619

Attorney - Name & Address _____

Date Filed 12/28/87Protest Date 1/4/88Issues _____

_____Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

_____Other: _____

Protest Information submitted in Computer (following hearing): _____

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Thurtell APPLICATION NUMBER: 65-12812
CHECK:

- ☒ Source.
☒ Point of diversion. NO NOTS
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated, NO NOTS
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 12/7/87 1/4/88
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12/3/87 12/28/87
☒ Application published correctly. If not, record action taken: re-submitted
☒ Fee amount, receipt date & number, recorded on application. 45, 43964
☒ Publication dates and paper, recorded on application. INDEPENDENT ENTERPRISE
☒ Protests, dates, withdrawal, etc., recorded on application. 11/19 & 11/28/87
☐ Recommendation & initial, recorded on application. 12/17 & 12/24/87
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
Date of priority recommended.

Special conditions of approval or cover letter. _____

By: _____ Date: _____

STATE OFFICE REVIEW:

☐ See attached sheet for more information.
By: _____ Date: _____



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

CECIL D. ANDRUS
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

R. KEITH HIGGINSON
Director

January 5, 1988

Joseph P. Wozniak, Mayor
City of Fruitland
P.O. Box 324
Fruitland, ID 83619

Re: Application for Permit No. 63-12812 in the Name of Student Loan Fund
of Idaho

Dear Mr. Wozniak:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application(s). The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application(s) and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the use proposed under this application conflict with the local public interest?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

RECORDED

JAN 05 1988

DRT:jpb



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

R. KEITH HIGGINSON
Director

January 5, 1988

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Re: Application for Permit No. 65-12812

Gentlemen:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 65-12812. The Department suggests you contact the protestant(s) to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources which to complete the project?
5. Will the use proposed under this application conflict with the local public interest?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Western Regional Manager

MICROFILM

OCT 05 1988

DRT:jp

Enclosure:



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

CECIL D. ANDRUS
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

R. KEITH HIGGINSON
Director

December 10, 1987

Independent-Enterprise
Attn: Legal Dept.
P.O. Box 520
Payette, ID 83661

Re: Application for Permit No. 65-12812

Dear Legal Section:

Enclosed is a copy of the original notice for the above-referenced application and the affidavit of publication received by our office. Note that there is a discrepancy in the two notices.

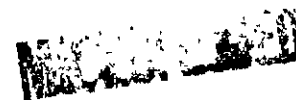
We would appreciate you advertising this at your expense. As soon as we receive a copy of the correct advertisement and the affidavit of publication, we will forward the bill to our Accounting Department.

If you have any questions, please don't hesitate to me at this office.

Sincerely,

Judy Pense
Secretary

Enclosures: Original Notice
Affidavit
Legal Notice (correction)



OCT 03 1988

NOTICE OF CORRECTION

Notice is hereby given that Application for a Water Right Permit No. No. 65-12812 in the name of Student Loan Fund of Idaho was published in error on November 18 and 25, 1987.

The number was not listed. WHEREAS, the number is 65-12812.

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before January 4, 1988.

R. Keith Higginson, Dir.

Published in the Independent-Enterprise on 12/17 & 12/24/87,

RECEIVED

OCT 05 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190
NOVEMBER 10, 1987

Independent Enterprise
Box 520
Payette, ID 83661

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before DECEMBER 7, 1987.

Yours truly,

JUDY PENSE
Secretary

Encl.

RECEIVED

NOV 10 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

CECIL D. ANDRUS
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

R. KEITH HIGGINSON
Director

October 30, 1987

Student Loan Fund of Idaho
P.O. Box 730
Fruitland, ID 83619

Gentlemen:

We have received the application for permit submitted by Holladay Engineers of Payette.

However, this application has been signed by Michael Holladay as your project engineer. We can only accept his signature if a power of attorney form were submitted giving him the legal power to sign for your organization. Or, a member of the Student Loan Fund of Idaho could sign the application and no power of attorney would be necessary.

Please return the application as soon as possible, either with the enclosed power of attorney completed, or with one of your signatures and title on the application form.

If you have any questions concerning this letter, please feel free to contact me.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

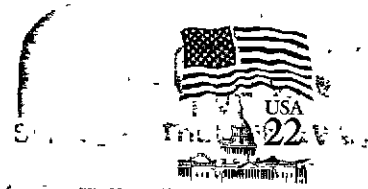
JS:j
Enclosure

cc: MIKE HOLLADAY

MICROFILMED

OCT 05 1988

H **HOLLADAY ENGINEERING CO.**
E **ENGINEERS • CONSULTANTS**
Bus. Alt. Hwy. 95 P.O. Box 211 Payette, ID 83661



Idaho Dept. of Water Resources
450 W. State St.
Third Floor
Boise, ID 83720



OCT 09 1981

ctn: Water Rights Permit Application

Holladay Engineering Co.

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before

R. KEITH HIGGINSON, Dir.

Published 11/19 & 11/25/87.

MAILED

OCT 06 1988

65-12812

STUDENT LOAN FUND OF IDAHO

P.O. BOX 730, FRUITLAND, ID 83619

Source: GROUNDWATER

Diversion Pt: NENENE Sec 34 T 08N R 05W

Use: IRRIGATION (0.7 CFS)
DOMESTIC (0.2 CFS)

Date Filed: 10/13/1987

In: NENE Sec 34 T 08N R 05W FOR 35 ACRES

MICROFILMED

OCT 05 1988