

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 67-14474

Priority: May 13, 2004

Maximum Diversion Rate: 0.12 CFS

This is to certify, that LELAND WHITLATCH And/Or LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610

have applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 10/31	0.12 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER NW¼SW¼ Sec. 2, Twp 14N, Rge 03W, B.M., WASHINGTON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N 03W 2											6.0						6.0

Total Acres: 6

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2006**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right does not grant any right-of-way or easement across the land of another.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 67-14474

8. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 29th day of July, 2004.


for KARL DREHER, Director

RECEIVED

JUL 22 2004

DEPARTMENT OF
WATER RESOURCES

Ident. No. 67-14474

FORM 202
12/99

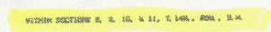
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

AMENDED

To appropriate the public waters of the State of Idaho

1. Name of Applicant Leland and/or Linda Whittatch Phone 208-257-3593
Mailing address 480 Cemetery Rd, Cambridge, ID 83610
2. Source of water supply GROUND WATER which is a tributary of N/A
3. Location of point of diversion is Township 14N Range 3W Sec. 2, in the NW $\frac{1}{4}$, SW $\frac{1}{4}$, Govt. Lot , B.M., WASHINGTON County;
additional points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.12 for IRRIGATION purposes from 3/15 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.12 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 1.5 HP Submersible pump through 1.25 inch black plastic pipe
 - b. Height of storage dam feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet
 - c. Proposed well diameter is 6" inches; proposed depth of well is 195 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? 6/7/199; Drilling firm Robert Dawson Drilling;
Well was drilled for (well owner) applicant; Drilling Permit No. 67-99-W-0034-000
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW.
 - b. Stockwatering; list number and kind of livestock.
 - c. Municipal; show name of municipality.
 - d. Domestic; show number of households.
 - e. Other; describe fully.

Whitlatch



67-14474

3. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	3W	2									6								6

Total number of acres to be irrigated 6

10. Describe any other water rights used for the same purposes as described above. There was Rush Creek water available in the early 1970's, but the ditch has since been destroyed

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

b. Who owns the land to be irrigated or place of use? applicant and Cambridge Bible Church

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Private agreement to use for church property for grazing

12. Remarks: Area highlighted in green/yellow is Leland and Linda Whitlatch property which will be irrigated. The land highlighted in pink is land belonging to Cambridge Bible Church.

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

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

Leland Whitlatch
Signature of Applicant (and title, if applicable)

Received by DAN Date 6-7-04 Time _____ Preliminary check by DAN
Fee \$ \$100.00 Received by DAN FO R/L # W031694 Date 6-8-04
Publication prepared by SK Date 7-1-04 Published in Upper City News Reporter
Publication approved SK Date 7-19-04

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant Leland and/or Linda Whitlatch
Mailing Address 480 Cemetery Rd
Cambridge, ID 83616
Application No.
(if known)

IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Leland Whitlatch

Date

6/8/04

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

MAY 13 2004

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

ORIGINAL

Ident. No. _____

1. Name of Applicant Leland or Linda Whitlatch Phone 208 257-3593
Mailing address 480 Cemetery Rd., Cambridge, ID 83610

2. Source of water supply ground water/well which is a tributary of N/A

3. Location of point of diversion is Township 14 Range 3 Sec. 2, in the _____
NW $\frac{1}{4}$, SW $\frac{1}{4}$, Govt. Lot _____, B.M., Washington County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 20 CFS for Irrigation purposes from April 15 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source 1 1/2 HP Submersible pump
through 1 1/4" black plastic pipe

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

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

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

e. If well is already drilled, when? 6/7/99; Drilling firm Robert Dawson Drilling, Inc.;
Well was drilled for (well owner) Leland or Linda Whitlatch; Drilling Permit No. 67-99-W-0034-000

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

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

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

3. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14	3	2									6								6

Total number of acres to be irrigated 6

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

11. a. Who owns the property at the point of diversion? Leland or Linda Whitlatch
- b. Who owns the land to be irrigated or place of use? Leland or Linda Whitlatch / Cambridge Bible Church
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Permission to use for grazing of Cambridge Bible Church acreage (Pink Highlight on map)

12. Remarks: AREA Highlighted in green/yellow is Leland or Linda Whitlatch property which will be irrigated

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

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

Leland Whitlatch
Signature of Applicant (and title, if applicable)

Received by KL Date 5/13/04 Time 11:33 Preliminary check by _____
 Fee \$ 10000 Received by KL # 0031694 Date KL
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

Now

Starting

Right Side

of file.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 30, 2004

LELAND WHITLATCH
LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610

RE: Permit No. 67-14474

Permit Approval Notice

Dear Permit Holder:

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

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

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

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

Upon review of your application, we found that the drilling permit fee submitted by Robert Dawson Drilling in April of 1999 is not sufficient for this right. The fee paid was for a domestic well for one home. The correct fee for a drilling permit for a well used for irrigation purposes is \$200.00. Since only \$75.00 was previously paid, we request that you submit an additional \$125.00 to upgrade the drilling permit fee. Please note on your check that the money is for "Drilling Permit Upgrade D0009412". If you do not upgrade the drilling permit fee, we may withhold licensing of your development in the future.

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

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

Sincerely,

for Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

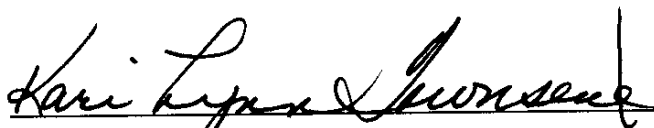
CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

67-14474

**LELAND WHITLATCH
LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610**

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

**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

ID# _____ DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only

Inspected by

Twp _____ Rge _____ Sec _____

$$\frac{1}{4} \quad \frac{1}{4} \quad \frac{1}{4}$$

Lat: : : Long: : :

☒ Air ☐ Flowing Artesian

1. WELL TAG NO. D 000 9412
 DRILLING PERMIT NO. 67-99-W-0034-000
 Other IDWR No. _____

2. OWNER: Leland Whitatch
Name
Address 480 Cemetery Rd
City Cambridge State Id Zip 83610

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 W E S
 Twp. 14 North ☒ or South ☐
 Rge. 3 East ☐ or West ☒
 Sec. 2 1/4 NW 1/4 SW 1/4
 Gov't Lot _____ County Washington
 Lat. : : Long. : :
 Address of Well Site 480 Cemetery Rd. City Cambridge
 (Give at least name of road + Distance to Road or Landmark)

Lt. Bk. Sub. Name_____

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT	METHOD
Material	From	To Sacks or Pounds	
Bentawite	3	50-39	Pour

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 129
Was drive shoe seal tested? ☐ Y ☒ N How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6+	1.25	179	250	Steel	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations _____ Method _____
Screens _____ Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

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

11. WELL TESTS: 95459

☐ Pump ☐ Bailer

Yield gal./min.	Drawdown	Pumping Level	Time
40+	N/A	175	5 hrs

Water Temp. Cold Bottom hole temp. Cold

Water Quality test or comments: SMALL AMOUNT OF FLO
INS MISC Depth first Water Encounter 3

12. LITHOLOGIC LOG: (Describe repairs or abandonment) wa

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y
	11	0	Gravel	
	11	1	Sand & Gravel	
	11	6	Brown Clay	
	11	29	Gray Clay	
	11	35	Baked Blue Clay Shale	X
	11	36	Blue Clay - Baked	
	5	50	Blue Clay - Bg/Red	
	5	63	Brown Clay	
	5	70	Gray Clay	
	5	81	Brown Clay	
	5	90	Gray Clay	
	5	103	Brown Clay	
	5	103	Rock	X
	5	143	Clay & Rock	
	5	145	Gray Clay & Shale	
	5	146	Brown Clay	
	5	156	Gray Clay & Shale	
	5	157	Brown Clay	
	5	174	Gray Clay & Shale	
	6	124	Gray Clay & Shale	
	6	129	Gray Clay & Shale	
	6	181	Sandy Clay	
	6	184	Sand	(X)
	6	194	Clay on Tree	

	BITS
11"	0 To 50
8.5"	50 To 174
6"	174 To 195

RECEIVED
JUN 16 1999

WATER RESOURCES WESTERN REGION	AUG 25 1999	JUN 21 1999
-----------------------------------	-------------	-------------

Department of Water Resources

Completed _____ Depth 129 _____ (Measure)
Date: Started 5-22-99 Completed 6-7-99

13. DRILLER'S CERTIFICATION

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

Company Name POD inc Firm No. 589

Firm Official Pat Damm Date 6-14-99

Driller or Operator _____ Date _____

(Sign once if Firm Official & Operator)

Printed 07/28/2004
Drilling Permit No. 739703
Well Tag No. D0009412
Well ID # 288127
Water Right No.
Receipt # W025066
Approved Date 05/22/1999

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
DRILLING PERMIT**

Relationship: Owner/Operator
Name: LELAND WHITLATCH
Address: 480 CEMETERY RD
CAMBRIDGE ID 83610

Phone: (208)257-3593

Proposed Well Location: Township 14N, Range 03W, Section 2, NW, SW
COUNTY WASHINGTON

Street Address of Well Site: 480 CEMETARY RD
CAMBRIDGE ID

Proposed Use of Well: Domestic-Single Residence

Well Construction Information:

- A. New Well
- B. Proposed Surface Diameter: Inches. Proposed Depth Feet.
- C. Anticipated Bottom Hole Temperature:

Construction Start Date: May 22 1999

Anticipated Well Drilling Company: ROBERT DAWSON DRILLING INC (No. 589)

Applicant's Signature: _____ Date _____

Title: _____

Well ID # 288127

Well Tag No. D0009412

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is Approved on Saturday, May 22, 1999.

1. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.
2. The use of water from this well is for Domestic purposes only which includes irrigation of up to 1/2 acre of land with all combined uses not to exceed 13,000 gallons per day (42-111[A]), or for Domestic uses other than for homes, organization camps, public campgrounds or livestock where the diversion rate and volume does not exceed .04 cfs and 2500 gpd (42-111[B]).
3. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
4. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
5. 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.
6. Approval of this drilling permit does not authorize trespass on the land of another party.
7. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
8. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
9. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

Signature of Authorized Dept Representative

Title

Receipt Details for ID W025066

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/14/1999 11:03:33 AM	4/14/1999	Western	\$300.00	Check
Payer		ROBERT DAWSON DRILLING		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1512			
Card Expiration Date	Credit Card Transaction #		

Comment 4 WELL TAGS: D0009409-D0009412**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$300.00	4 WELL TAGS: D0009409-D0009412	62134	229	21	0	1205

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

75.
4 $\overline{) 300}$
28
 $\underline{20}$
20

Comment Report

67-14474

1. scurtis 6/10/2004 Legal Notice Remarks

Comment: Applicant agrees to mitigate consumptive use in the future as needed.

2. dnelson 6/10/2004 Comment/Analysis

Comment: This application is to allow the applicant to irrigate 6 acres of land. The 6 acres of ground includes 5 acres owned by the Cambridge Bible Church. The applicant has a long term lease to graze his cattle on the churchs property. There was an older water right for Rush Creek on the property, however, the ditches and delivery system has long since been destroyed and farmed over. It isnt possible to get this water to the applicants property at this time. Therefore, overlap of this right shouldnt be an issue.

3. kwalker 7/28/2004 Permit Review

Comment: Found SRBA claim 67-4052C from Rush Creek had been filed on 38 acres of the 40 acre tract of land that this application was filed on. That claim has a remark that states the claimant did not own the property any longer but the claim was submitted. Since the ditch from Rush Creek had been filled in, pursuant to item 10 on the application form, and no long available for the property I recommend we issue permit as filed and let the SRBA staff deal with the claim.

Affidavit of Publication

STATE OF IDAHO } ss
County of Washington

Norman Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began July 1, 2004 and ended July 8, 2004.

Norman Dopf

Subscribed and sworn to before me this

12th day of July, 2004.

Bonnie A Fisk

Notary Public in and for the State
of Idaho, residing at Council,
Idaho 83612

MY COMMISSION EXPIRES
November 21, 2009

BONDED THRU NOTARY PUBLIC UNDERWRITERS

LEGAL NOTICE

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

LELAND WHITLATCH
LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610

67-14474 ✓ sk

Point(s) of Diversion NWSW S2 T14N R03W
WASHINGTON County Source GROUND WATER

Use: IRRIGATION 03/15 To 10/31 0.12 CFS
Total Diversion: 0.12 CFS

Date Filed: 05/03/2004
Place Of Use: IRRIGATION
T14N R03W S2 NWSW
Number of Acres 6

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 07/19/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Upper Country News Reporter on July 1 and 8, 2004.

RECEIVED

JUL 14 2004

WATER RESOURCES
WESTERN REGION

BONNIE A. FISK
Notary Public
State of Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 24, 2004

CAMBRIDGE BIBLE CHURCH
CEMETARY RD
PO BOX 186
CAMBRIDGE ID 83610

Re: Water Right Application for Permit No. 67-14474

Dear Interested Party:

Enclosed is a copy of an application(s) that may be of interest to you. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if you desire to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by July 19, 2004.

If you have any questions regarding the application(s), please contact this office.

Sincerely,
Sue Kreger *Sue*
Administrative Assistant

Encl. Copy of Application(s)

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

June 23, 2004

Legal Notice Department
UPPER COUNTY NEWS REPORTER
PO BOX 9
CAMBRIDGE ID 83601

RE: Application for Permit No. 67-14474 & 67-14475

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 07/19/2004. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

67-14474

LELAND WHITLATCH
LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610

Point(s) of Diversion NWSW S2 T14N R03W WASHINGTON County Source GROUND WATER

Use: IRRIGATION 03/15 To 10/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 05/03/2004

Place Of Use: IRRIGATION

T14N R03W S2 NWSW

Number of Acres 6

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 07/19/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Upper County News Reporter on July 1 and 8, 2004.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 24, 2004

LELAND OR LINDA WHITLATCH
480 CEMETERY RD
CAMBRIDGE ID 83610

RE: APPLICATION FOR PERMIT FOR IRRIGATION

Dear Mr. and Ms. Whitlatch:

Enclosed is the amended application that we discussed over the telephone the Friday, 3/21/2004. I have included a copy of the original so you can compare the differences in the two applications. The changes made to the application are shown in red on the copy.

You will still need to add the name to the front page of the application. I left this blank, because you were unsure the church would want to be co-applicant on the permit. Most organizations allowing a person to lease the ground wish to have their name on the water right on their portion of ground.

You will also need to re-sign the application. If you use anything but AND/OR in the name of applicant both you and your wife will need to sign the application. If the church puts their name on the application, they will also need to sign and supply a list of corporate officers (President, Vice President, Pastor, ect.).

I have also attached a copy of the request to process form. We discussed this form briefly over the telephone. Per our conversation, it was determined that it would best suit your situation to choose the third choice. Therefore, please fill in your name and address, choose the third choice, and sign and date the document and return it with the amended application for permit.

Please check over the information on the amended application, and make sure that everything is correct. If you find any errors, please draw a single line through the error and correct the mistake. Please initial and date each correction. Fill in the names and sign the application and return it to our office. I have kept the maps in the file, so no new maps will be required. The original maps submitted will be sufficient.

Whitlatch

Page 2

I pulled your well log to complete the well drilling information for size of casing and depth of well. I discovered that this well was drilled as a domestic well, in which a \$75 fee was paid. The well was constructed as an exempted-use domestic well, and is presently limited to diversions for a single-family home and no more than 1/2 acre irrigation.

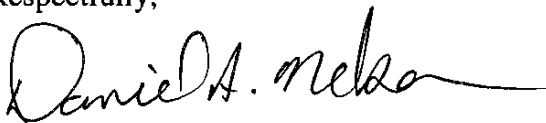
A standard well drilling permit costs \$200. The fee is reduced to \$75.00 for domestic wells due to their limited use. Our office is not allowed to grant water right licenses on wells originally drilled for domestic uses that are now being proposed for a use that would require a standard well drilling permit. The fee you have already paid has been applied to this amount. Therefore, the balance of \$125 must be paid so the drilling permit can be upgraded.

You will not be required to pay this fee unless your application for permit is approved. However, if you feel confident that your application will be approved, you can pay the \$125.00 fee at any time prior to the approval of the application for permit if you wish.

The Department will hold further processing of your application for 30 days to allow submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. After that time, if adequate information is not received, the Department will issue a preliminary order to reject or deny the application.

If you have any questions or concerns please contact me at the above address.

Respectfully,

A handwritten signature in black ink that reads "Daniel A. Nelson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Daniel A. Nelson
Sr. Water Right Agent

enclosures