


FEB 16 1990

X George Ambrose
President (Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

OCT 30 1989

State of Idaho,)
) SS.
County of Gooding)

Department of Water Resources
Southern Region Office

Patty Nance *C. Manager.*, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2X consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 18th day of Oct 19 89, and the date of the last publication was on the 25 day of Oct, 19 89.

Patty Nance

Subscribed and sworn to before me this 27 day of Oct, 19 89.
(SEAL)

Norma DeVoe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho
COST OF PUBLICATION

OK
MB
10/30/89

Number of Lines in Notice _____
Number of Insertions 2X

— 351 Lines tabular at _____ 6¢/Pica
— _____ Lines straight at 17.55 5¢/Pica
— _____ Subsequent lines at 14.04 4¢/Pica
— TOTAL COST 31.59

COPY OF NOTICE (Paste Here)

Applying Water Right
Wendell Gas & Oil
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J.D.W.R. T.F.
BILL TO

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08452

WENDELL GAS & OIL CO.

P.O. BOX 247

WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: NESWNE Sec 4 T 08S R 15E

Use: COMMERCIAL (.160 CFS)

Date Filed: 8/22/1989

In: T08S R15E S04 - SWNE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 6, 1989.

R. Keith Higginson
Director
G10525

Pub: 10-18, 25

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight _____ 4¢/Pica

7-8 pt. per line tabular _____ 5¢/Pica

7-8 pt. per line successive _____

insertions..... 3¢/Pica

MICROFILMED

FEB 16 1990

No 1606

105-25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 36-08452

1. Owner: Wendell Gas & Oil Phone No. 536-5332

Current Address: Box 247 Wendell, ID 83355

2. Accompanied by: George Ambrose EXAM. DATE: 6/5/91

Address: _____ Phone No. _____

Relationship to Permit Holder: owner

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none

☐ Copies Attached

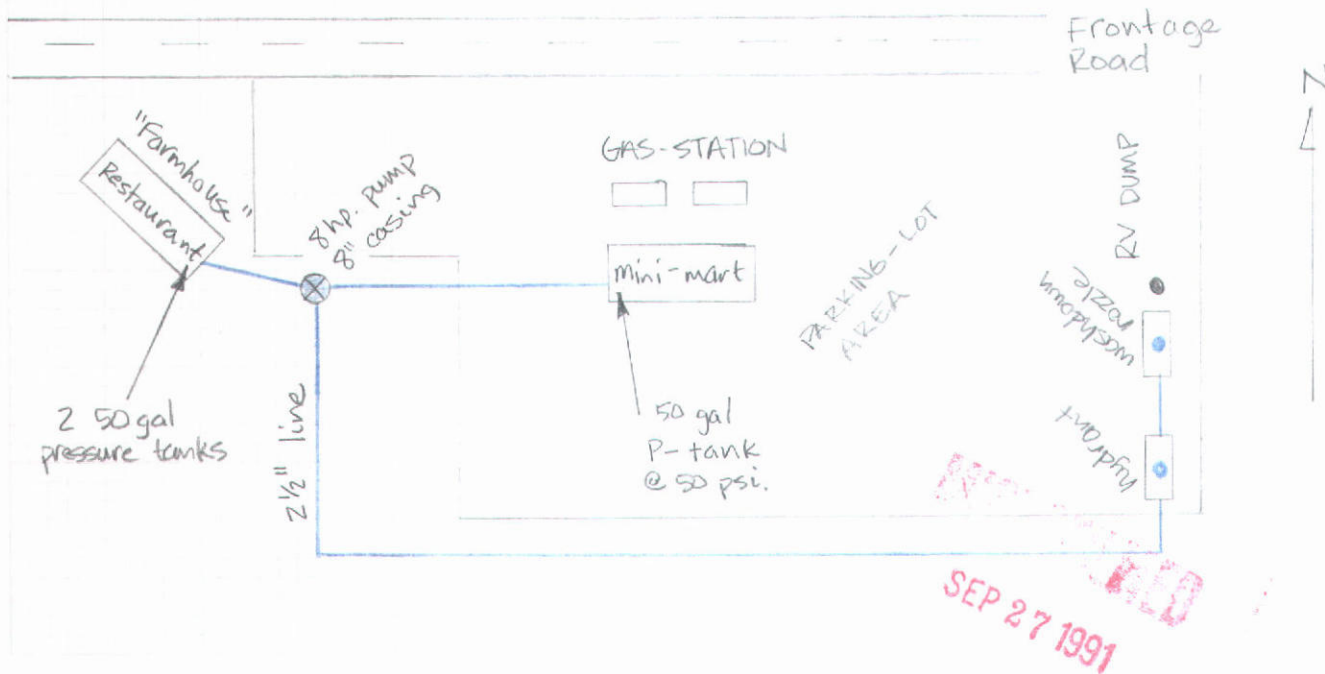
2. Other water rights with same point of diversion: none

☐ 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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

36-08452

Restaurant



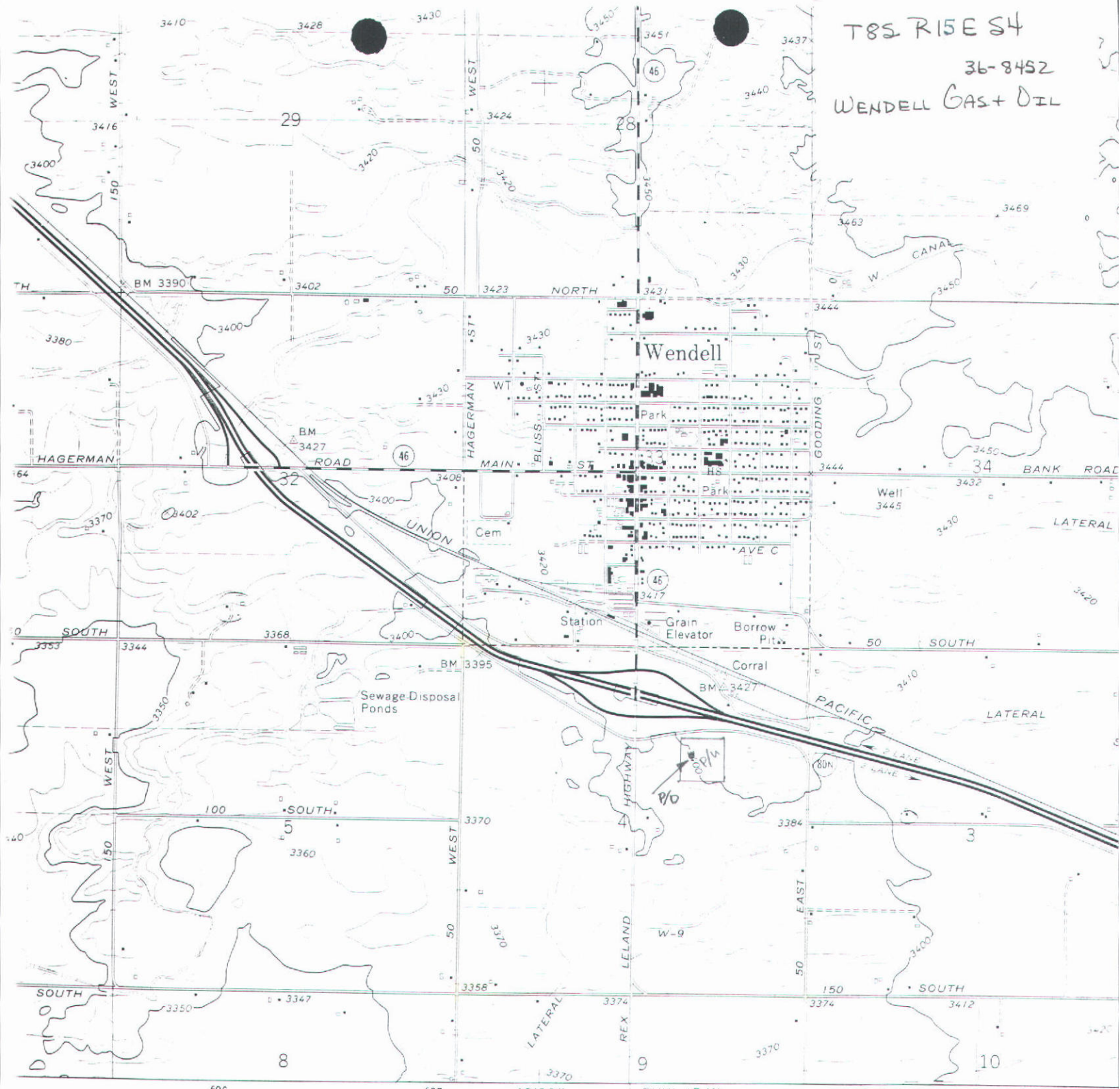
MICROFILMED

SEP 27 1991

T8S R15E S4

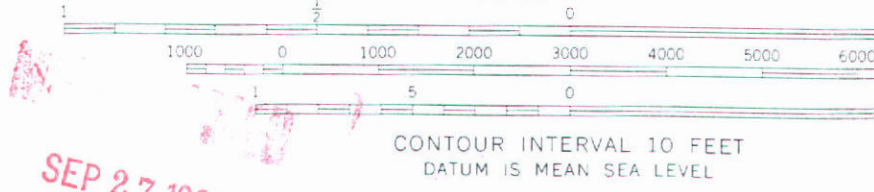
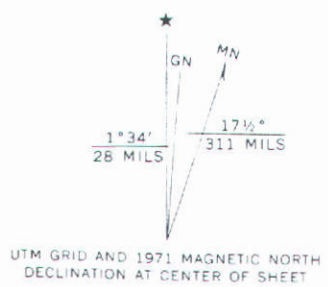
36-8452

WENDELL GAS + OIL



shed by the Geological Survey

- ic methods from aerial
- id checked 1971
- d ticks: Idaho coordinate
- e Mercator)
- se Mercator grid ticks,
- North American datum
- ected fence lines



SEP 27 1991

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20508. A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08452

Priority: August 22, 1989

Maximum Diversion Rate:

0.16 CFS

Maximum Diversion Volume:¹

0.9 AF

This is to certify, that WENDELL GAS & OIL CO

PO BOX 247

WENDELL ID 83355

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 22, 1989; and has submitted Proof of Beneficial Use on May 31, 1990. An examination indicates that the works have a diversion capacity of .200 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>
COMMERCIAL	01/01 to 12/31	0.16 CFS	0.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 4, Township 08S, Range 15E
GOODING County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

08S 15E 4 SWNE

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. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
6. Commercial use is for a gas station, convenience store and cafe.

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 23rd day of September, 1991.

Acting for

R. Keith Higginson, Director

SEP 27 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08452

Proposed Priority: August 22, 1989

Maximum Diversion Rate:

0.16 CFS

This is to certify, that **WENDELL GAS & OIL CO.**
P.O. BOX 247
WENDELL, ID 83355

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESWNE

Sec. 4, Township 08S, Range 15E
GOODING County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 15E 4

SWNE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
5. Commercial use is for a gas station, convenience store, cafe, & motel.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

22nd day of December, 1989.

R. Keith Higginson
for R. Keith Higginson, Director

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FEB 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Wendell Gas & Oil Co. Phone 536-5332
Post office address P. O. Box 247, Wendell, ID 83355

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 4 Township 8S Range 15E B.M. Gooding County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.16 for Commercial purposes from Jan 1 to Dec 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)

5. Total quantity to be appropriated is (a) 0.16 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump, pipelines

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 8 inches; proposed depth of well is 200 feet.

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

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

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FEB 16 1990

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. Commercial - gas station, convenience store, cafe, motel

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	
8S	15E	4			C														

C is commercial use

Total number of acres to be irrigated _____

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? Applicant

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

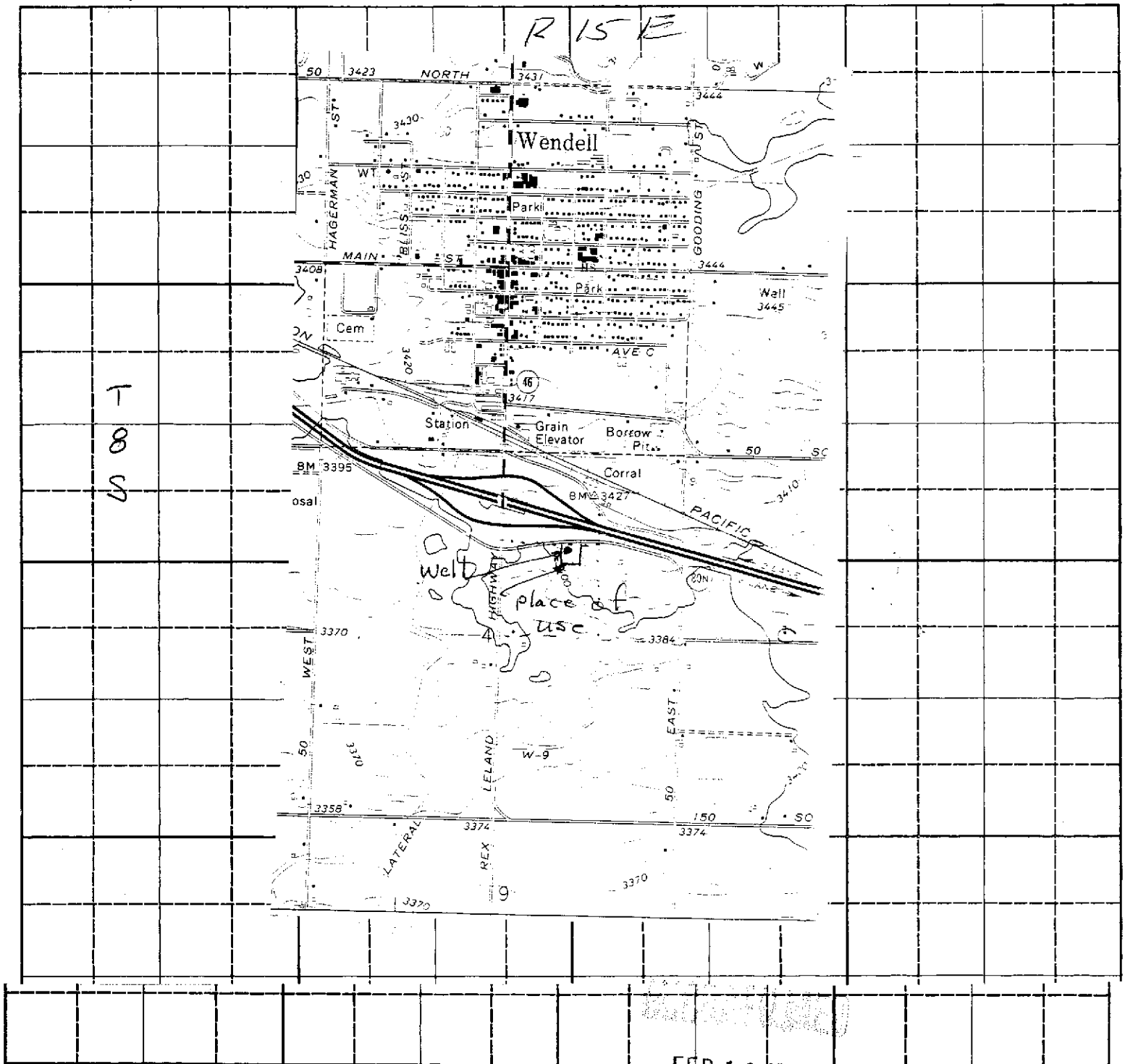
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Company officers are George Ambrose (president), Leona Ambrose (secretary), & William Cooper (vice president). Can be reached at applying company.

NOT FILMED

FEB 16 1990

11. 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.

X George Ambrose
President (Applicant)

Received by AC GLF Date 8/25/89 Time 11:00 am Preliminary check by J. Stanton
Fee \$ 30. Receipted by LRP # S008912 Date 8-22-89
Publication prepared by M. Baldwin Date 10/2/89 Published in Gooding Co. Ledger
Publication approved M. Baldwin Date 10/30/89

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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:

MICROFILMED

FEB 16 1990

AFFIDAVIT of PUBLICATION

RECEIVED

OCT 30 1989

State of Idaho,)
) SS.
County of Gooding)

Department of Water Resources
Southern Region Office

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Patty Nance

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(SEAL)

Norma DeJae

NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

OK
MB
10/30/89

Number of Lines in Notice _____

Number of Insertions 2X

Lines tabular at _____ 6¢/Pica
351 Lines straight at 17.55 5¢/Pica
Subsequent lines at 14.04 4¢/Pica
TOTAL COST 31.59

COPY OF NOTICE
(Paste Here)

Applicant: Water Right
TITLE OF NOTICE
Wendell Gas & Oil

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J. D. W. R. P. E.
BILL TO

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WENDELL GAS & OIL CO.

P.O. BOX 247

WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: NESWNE Sec 4 T 08S R 15E

Use: COMMERCIAL (160 CFS)

Date Filed: 8/22/1989

In: T08S R15E S04 - SWNE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 6, 1989.

R. Keith Higginson

Director

Pub: 10-18, 25

G10525

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight _____
7-8 pt. per line tabular _____
7-8 pt. per line successive _____
insertions.....

MICROFILMED

FEB 16 1990

No 1606

105-25



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

June 18, 2002

Wendell Gas & Oil Co
PO Box 247
Wendell, Idaho 83355

Re: Curtailment of Ground Water Use Under Water Right(s) 36-8452

Dear Water Right Holder:

The records of the Idaho Department of Water Resources ("Department") indicate that you own one or more water rights for the use of ground water within Water District 130 and the Thousand Springs Ground Water Management Area (GWMA). Department records do not indicate that out-of-priority diversion and use of water under your water right(s) is covered by either an approved mitigation plan or one of the stipulated agreements negotiated last year by the North Snake and Magic Valley Ground Water Districts and certain municipal and industrial water users.

Because of severe drought conditions persisting across the Upper Snake River Basin, the Thousand Springs GWMA was established last August. This allowed the Department to seek curtailment of relatively junior priority ground water diversions from the Eastern Snake Plain Aquifer ("ESPA") that further reduce the water supply available to senior priority water rights from springs and surface water tributary to the Snake River. The order designating the Thousand Springs GWMA identified an area within 10 kilometers from the Thousand Springs canyon wall north and east of the Snake River within which use of ground water rights having priority dates later in time than July 21, 1967, were determined by the Department to be injuring senior priority surface water rights. Within this area, curtailing ground water diversions will increase spring discharges tributary to the Snake River by an amount equal to 50 percent or more of the associated ground water depletions within 6 months of curtailment. This determination was made using the results from the Department's ESPA regional ground water flow model.

Curtailment orders were not issued last year to the holders of water rights for ground water in the area identified for curtailment because ground water districts and other entities representing the holders of the water rights entered into 2-year stipulated agreements with representatives of holders of affected senior rights from the interconnected springs and surface water tributary to the Snake River. These stipulated agreements provided for creation of a water district pursuant to Chapter 6, Title 42, Idaho Code, to enforce the terms of the agreements and curtail the diversion and use of water under junior priority water rights that the Department determines are injuring senior priority water rights, if the holders of the junior priority water rights are not represented by entities entering into the stipulated agreements or are not otherwise mitigating the injury.

June 18, 2002
Page 2

On February 19, 2002, a Final Order was issued creating Water District 130 for the administration of rights to the use of ground water and springs discharging from the ESPA in the Thousand Springs area. The first annual Water District 130 meeting was held on April 23, 2002, at which a watermaster was elected and certain resolutions were adopted.

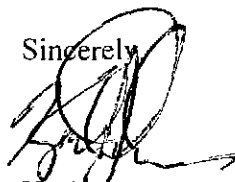
On March 27, 2002, the Department sent a letter to you and others within Water District 130 who had water rights that were not afforded the "safe harbor" provided by an approved mitigation plan or one of the stipulated agreements negotiated last year by either the ground water districts or a group of municipal and industrial users. That letter notified right holders that the Department, through Water District 130, might need to take action to curtail diversions not covered by a stipulated agreement or an approved mitigation plan where the Department has determined that such diversions are causing injury to senior priority water rights.

Unfortunately, drought conditions continue to persist across southern Idaho and the Snake River plain, and spring discharges in the Thousand Springs reach of the Snake River are similar or less than last year. Therefore, certain senior priority water rights that were calling for water last year are again not being satisfied during parts of this year. As described above, the Department, through use of its ESPA ground water model, has determined that unmitigated ground water pumping in the area of impact is causing injury to the holders of senior priority water rights from the Snake River. Consequently, in accordance with Idaho Code §§ 42-237a.g. and 42-607 it is necessary to seek curtailment of all junior priority ground water rights within the Thousand Springs impact area that are not covered by an approved mitigation plan or stipulated agreement.

Because the water right you hold is located in Water District 130 and the Thousand Springs GWMA impact area and is not covered by an approved mitigation plan or one of the stipulated agreements negotiated by either the ground water districts or the group of municipal and industrial water users, you are hereby notified that the watermaster for Water District 130 has been instructed to curtail diversion and use of ground water under your water right for the remainder of this irrigation season. The watermaster for Water District 130 will contact you after 14 days from the date of this letter to arrange for the curtailment of the diversion and use of ground water under your water right. The watermaster will allow you reasonable time to make adjustments or arrangements to minimize hardships caused by this action. Unless water supply conditions dramatically improve, I anticipate that curtailment will need to be extended for all of next year's irrigation season.

I regret that this action is necessary. You may want to consider joining one of the ground water districts that has signed a stipulated agreement as an alternative to having your use of ground water curtailed. Should you have questions about this matter, or if you believe your water right should be excluded from this action, please contact Cindy Yenter (Water District 130 Watermaster) by telephone at (208) 736-3033 or contact Tim Luke at the Department of Water Resources at the address above or by telephone at (208) 327-7864.

Sincerely,



Karl S. Dreher
Director

c: Cindy Yenter, Water District 130 Watermaster

September 24, 1991

WENDELL GAS & OIL CO
PO BOX 247
WENDELL ID 83355

RE: WATER RIGHT NO. 36-08452

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED
SEP 27 1991

LICENSE REVIEW CHECKLIST

Permit No. 36-8452

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance
Order to reinstate needed? yes no ☒

Total cfs Limited by fee ☒ OK

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked ☒

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ☒ permit ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses ☒

Special overlap condition

Conditions -

Measuring device
W.Master control
Overlap
Water quality ROB
Other

Dates/Misc. -

Water Dist
App Rec'd ☒
Proof Rec'd ☒

CHECK FOR ADJ. CLAIM Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed ☒

Comments/Changes to Examiner's Recommendations:

SEP 27 1991

License 10-day 30-day

Back of field report signed?

Reviewer Curts Date 9/9/91 Review time 5 min.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

36-08452
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
JUL 19 1991

Department of Water Resources

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
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☐ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index A.S. 8-6-90 (Initial and 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 A.S. 8-6-90 (Initial and 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: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and 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
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 4/10/91 Brim Black (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent DJ 7/5/91 (Initial and date)

Exam Reviewed by Manager of Regional Office 2/7/18/91 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

CHECKLIST

REVIEWER DEI

SEE FOOTNOTE FOR SYMBOLS

1,2. <u>N/A</u>	1,3. <u>/</u>	1,4. <u>N/A</u>	1,5. <u>N/A</u>
1,6. <u>/</u>	1,7. <u>N/A</u>	1,8. <u>N/A</u>	1,9. <u>N/A</u>
1,10. <u>N/A</u>	1,11. <u>N/A</u>	1,12. <u>/</u>	1,13. <u>/</u>
1,14. <u>N/A</u>	1,15. <u>/</u>	1,16. <u>N/A</u>	1,17. <u>N/A</u>

1, 1. ✓ 1, 2. ✓ 2. NA 3. NA
4. ✓ 5. NA

1,1. 1,2. 1,3. 1,4.
1,5.

2,1. 2,2. 2,3. 2,4.

Reviewer _____ Date _____

* = SEE ITEM IN BENEFICIAL USE RPT

*** = SEE REMARKS ATTACHED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

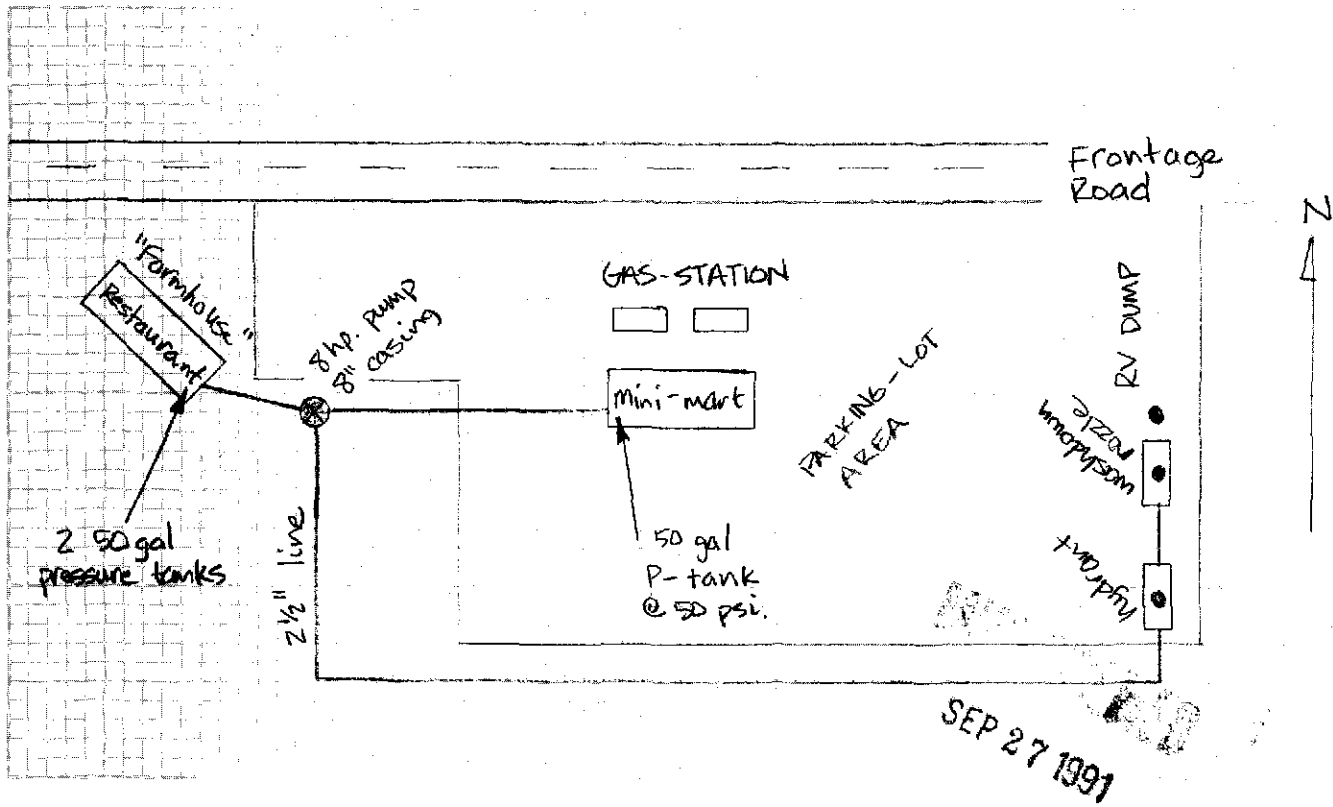
1. Owner: Wendell Gas & Oil Permit No. 36-08452
 Current Address: Box 247 Wendell, ID 83355 Phone No. 536-5332
 2. Accompanied by: George Ambrose EXAM. DATE: 6/5/91
 Address: _____ Phone No. _____
 Relationship to Permit Holder: owner
 3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none
 _____ ☐ Copies Attached
 2. Other water rights with same point of diversion: none
 _____ ☐ 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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
 Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached
 (required for irrigation of 10 acres or more).
☒ 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.)

Wellwater is diverted to restaurant and mini-mart as well as RV station.
2 50 gal p. tanks in restaurant, 1x 50 gal. in store.
Pressure tanks operating at 56 psi.

☐ 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
	Red jacket	8			

*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
		NE	SW	NE	4	08S	15E	Gooding	USGS map

6. **Place(s) of Use:**

Indicate Method of Determination

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	
08S	15E	4			C														

RECORDED

SEP 27 1991

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *horsepower*

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

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$$V = 2 \left(\frac{400 \text{ gal}}{\text{day}} \cdot \frac{365 \text{ day}}{\text{year}} \cdot \frac{\text{af}}{325,850} \right) = 0.9 \text{ a.f.}$$

2 stores

SEP 27 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

well capacity exceeds permit rate of 0.16 cfs

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
commercial	1/01	12/31	0.16	0.9
Totals:			0.16	0.9

2. Recommended Amendments

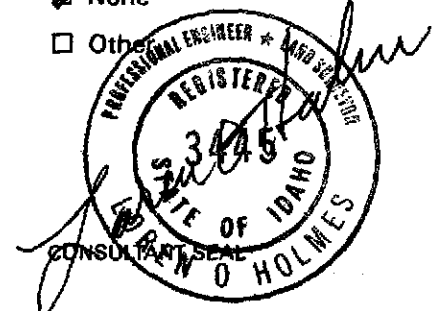
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name Brian Block
Signature Brian Block
Certification Date 4/10/91
Field Report Preparation Date 6/10/91



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

RECEIVED
SEP 27 1991

36-08452

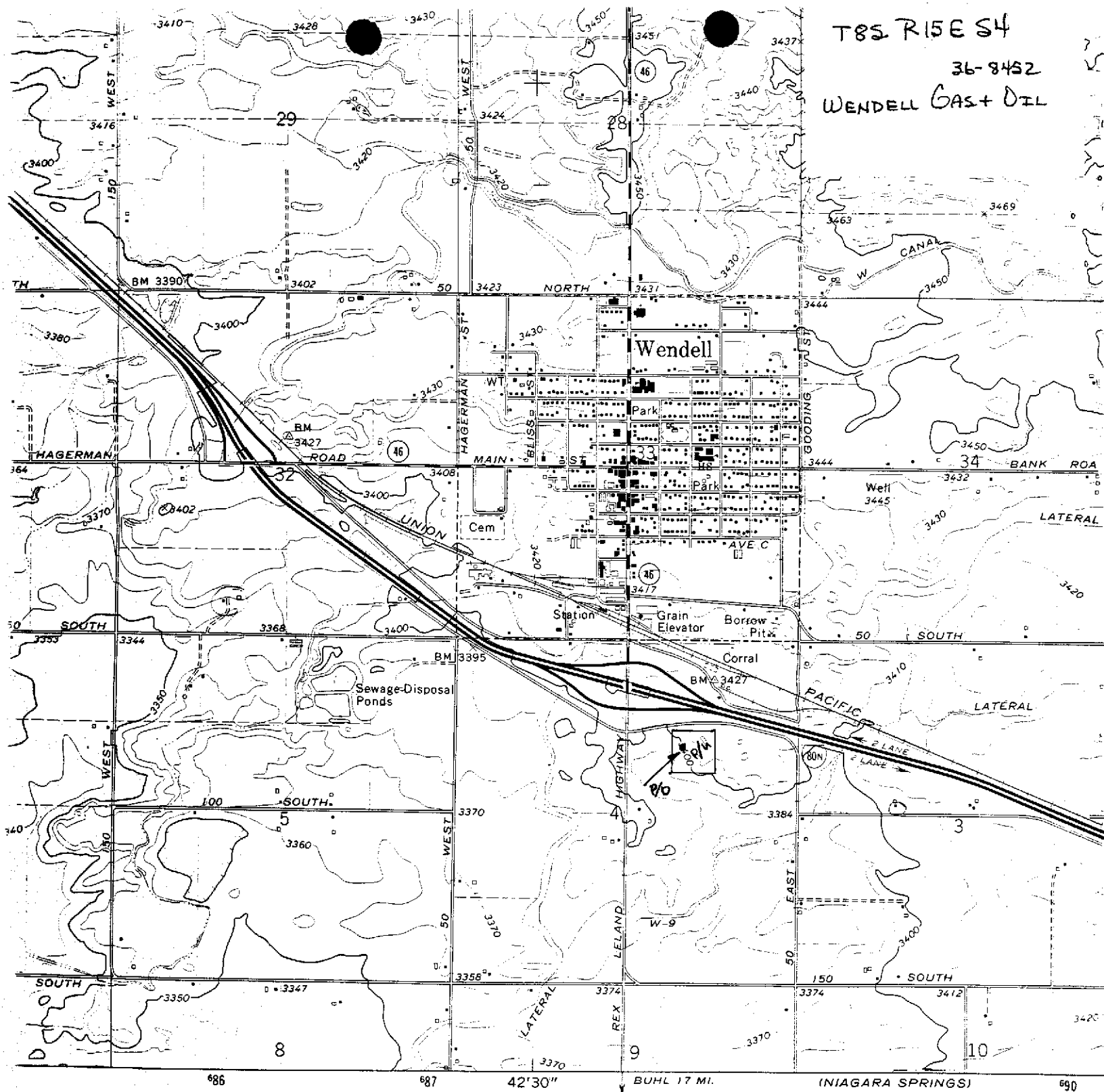
Restaurant



RECORDED

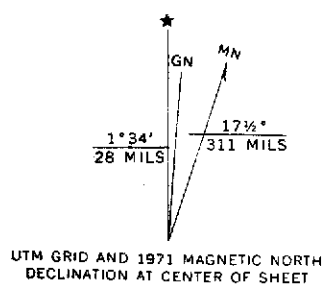
SEP 27 1991

T85 R15E S4
36-8452
WENDELL GAS + OIL

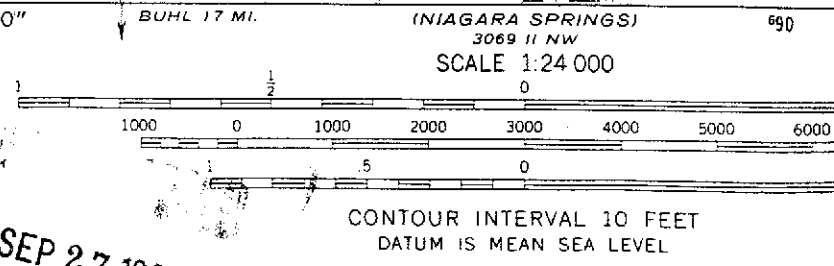


shed by the Geological Survey

ic methods from aerial
ld checked 1971
d ticks: Idaho coordinate
e Mercator)
se Mercator grid ticks,
North American datum
selected fence lines



SEP 27 1991



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225. OR WASHINGTON, D. C. 20508
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

FLOW CALCULATIONS

Power = 8.0 hp

Depth = 135 ft

P = 50 psi

$$Q = \frac{8.8(0.7)(8)}{135 + 2.31(50)} = 0.20 \text{ cfs.}$$

SEP 27 1991

August 1, 1990

WENDELL GAS & OIL CO.
P.O. BOX 247
WENDELL, ID 83355

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08452

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 SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
AUG 15 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 36-8452

Date: 6-22-90

General Considerations:

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

Source of Water:

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

Extent of Use and Rate of Diversion:

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

Measuring Device:

- NO Is a measuring device or access port required?
 Has one been installed?
 Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	<u> </u>
Date proof due	<u> </u>	<u>-</u>
No. of days late	<u> </u>	<u>=</u>
Priority date	<u> </u>	<u>+</u>
NEW PRIORITY DATE	<u> </u>	<u>=</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

MAY 31 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
JUN 4 1990

Department of Water Resources
Southern Region Office

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

Permit No. 36-08452 Telephone No. 536-5332

Name(s) of Permit Holder(s): Wendell Gas & Oil Co.

Post Office Address: Box 247 Wendell, Idaho 83355

Source of Water: underground

If ground water, well driller's name: Eaton Drilling Date drilled: 10/4/89

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other commercial

Total rate and/or volume for which proof is submitted .16 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 12/22/89

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

OR

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

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

George Ambrose 536-5332
Name Telephone No.

Box 247 Wendell, Idaho 83355
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.

AUG 15 1990

5/30/90
Date

[Signature]
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name: <u>Ambrase Distributing</u> Address: <u>Wendell, Id.</u> Owner's Permit No. <u>36-89-S-072</u>	7. WATER LEVEL Static water level <u>135</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>-85</u> OF. Quality _____ Describe artesian or temperature zones below																																																																						
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Well diameter increase _____ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																			
Discharge G.P.M.	Pumping Level	Hours Pumped																																																																					
3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☒ Other <u>Commercial</u> (specify type)	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>10</td> <td>0</td> <td>7</td> <td>Top Soil</td> <td></td> <td>X</td> </tr> <tr> <td>10</td> <td>7</td> <td>10</td> <td>Clay CLAY</td> <td></td> <td>X</td> </tr> <tr> <td>10</td> <td>10</td> <td>23</td> <td>Hard Bl Lava Rock</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>33</td> <td>39</td> <td>Redish Brown Sand</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>39</td> <td>67</td> <td>Med Black Lava</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>67</td> <td>80</td> <td>Soft Redish Brown Clay</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>80</td> <td>105</td> <td>Bl Lava</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>105</td> <td>115</td> <td>Redish Brown Lava</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>115</td> <td>138</td> <td>Bl Lava</td> <td></td> <td>X</td> </tr> <tr> <td>8</td> <td>138</td> <td>180</td> <td>Redish Brown Lava</td> <td>X</td> <td></td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	10	0	7	Top Soil		X	10	7	10	Clay CLAY		X	10	10	23	Hard Bl Lava Rock		X	8	33	39	Redish Brown Sand		X	8	39	67	Med Black Lava		X	8	67	80	Soft Redish Brown Clay		X	8	80	105	Bl Lava		X	8	105	115	Redish Brown Lava		X	8	115	138	Bl Lava		X	8	138	180	Redish Brown Lava	X	
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>2nd Oct. 89</u> finished <u>2nd Oct. 89</u>																																																																						
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>0.25 inches</td> <td>8 1/2 inches</td> <td>1.6 feet</td> <td>126 feet</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18'</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	0.25 inches	8 1/2 inches	1.6 feet	126 feet													Number	From	To										11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Eaton Drilling</u> Firm No. <u>36</u> Address <u>Wendell</u> Date <u>4-11-89</u> Signed by (Firm Official) _____ and _____ (Operator) <u>Robert Peterson</u>																																						
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Gooding</u> <u>SW</u> 1/4 <u>NE</u> 1/4 Sec. <u>4</u> T. <u>8</u> N. S. R. <u>15</u> E. W.	RECEIVED OCT 10 1989 Department of Water Resources Southern Region Office																																																																						

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

MICROFILMED

AUG 15 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 26, 1989

WENDELL GAS & OIL CO.
P.O. BOX 247
WENDELL, ID 83355

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P36-08452

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

FEB 21 1990

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY J. F. Stanton DATE 10-2-89 APPLICATION NUMBER W6-08452REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☐ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested NOV 21 1989

Department of Water Resources

PROCESSING ☒ Yes ☐ No Form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☒ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No ~~Publication dates & paper, recorded on application~~
☐ Yes ☒ No Protests received
Final date for protest 11/6/89
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☒ No Special conditions of approval or cover letter below. _____

See below for additional information

Date of priority recommended 8/22/89
By Loren O'Halloran Date _____

STATE OFFICE REVIEW P23 P16 46 09E

By KW See below for additional information
Date 12-15-89

ADDITIONAL INFORMATION

App. in TRUST area - DCMI

03-Oct-1989

Idaho Dept. of Health & Welfare
P.O. Box 1626
Twin Falls, ID 83303-1626

Re: Application for Permit No. 36-08452 (Wendell Gas & Oil Co.)

Gentlemen:

Please find enclosed a copy of an Application for Permit for your information and files.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

Enclosure

RECEIVED

FEB 21 1990

03-Oct-1989

Wendell Gas & Oil Co.
c/o George Ambrose, President
P.O. Box 247
Wendell, ID 83355

Re: Application for Permit No. 36-08452

Dear Mr. Ambrose:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Gooding County Leader on 10/18 & 10/25/89. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

INDEXED
FEB 21 1990

S. Region
5/89

Application No. 36-08452

ADDITIONAL INFORMATION REQUIREMENTS
FOR APPLICATIONS IN THE NAME OF A CORPORATION,
COMPANY, OR PARTNERSHIP

In reviewing the application for compliance with the requirements of the Department's Rules and Regulations for Water Appropriations, we have determined that the following information is required to make the Application complete for processing.

- 1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Because the required information does not appear in the legal notice, we are proceeding with advertising of your Application. If the required information is received within ten days of the second publication date, no additional delay should be incurred in processing.

RECORDED

FEB 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

OCTOBER 2, 1989

GOODING COUNTY LEADER
BOX 56
GOODING, ID 83330

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 billing to this office before NOVEMBER 6, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

FEB 21 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

INDEXED

FEB 21 1990

36-08452

WENDELL GAS & OIL CO.
P.O. BOX 247
WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: NESWNE Sec 4 T 08S R15E

Use: COMMERCIAL (.160 CFS)

Date Filed: 8/²²~~25~~/1989

In: T08S R15E S04 SWNE

MICROFILMED
FEB 21 1990

RECEIVED
FEB 21 1990

RECEIVED
OCT 16 1989
Department of Water Resources
Southern Region Office

GOODING LEGAL
NOTICE OF APPLICATION
FOR WATER RIGHT
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
WENDELL GAS & OIL CO.
P.O. BOX 247
WENDELL, ID 83355
Source: GROUNDWATER
Division PE NESWNE Sec 4 T 08S R
15E
Use: COMMERCIAL (160 CFS)
Date Filed: 8/22/1989
In: T08S R15E S04 - SWNE
The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public in-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources, 2148
4th Avenue East, Twin Falls, Idaho 83301
on or before NOVEMBER 6, 1989.
R. Keith Higginson
Director
Pubk 10-13, 25
G10525

OK
MB
10/16/89

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 6, 1989.

R. Keith Higginson, Director

Published 10/18/1989 & 10/25/1989

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FEB 21 1990

3/79

IDENT. NO. 36-08452

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Wendell Gas & Oil Co.
P. O. Box 247
Wendell, ID
83355

August 22, 1989

Dear Sirs;

Per our conversation, we are returning your application for permit and drilling permit for your proposed tourist facility. We have prepared a new application on the correct form, as the original application was on a form that is no longer used. The new application should be signed and returned to this office within ten days so that the original priority date can remain the same. The drilling permit application should also be returned for processing.

With regard to the drilling permit, it will be processed along with the water filing unless you request otherwise. A request for expedited approval of the drilling permit is included for your information and possible use. The well cannot be used until the water permit is approved, of course, and early approval of the drilling permit does not guarantee that the water permit will be approved.

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

Sincerely,

James E. Stanton
James E. Stanton
Sr. Water Resource Agent

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Form 235-1

3/89

Drilling Permit No. 36-89-S-072

Water Permit No. 36-08452

Injection Permit No. _____

RECEIVED

AUG 25 1989

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

DRILLING PERMIT

1. Applicant Wendell Gas & Oil Co.

2. Address Box 247 Wendell, Idaho 83355

Telephone 536 5332

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

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

Sec. 4, Twp. 8S, Rge. 15EBM, County Gooding,

Lot, block and subdivision _____

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

() Domestic () Stockwater () Monitoring
No. of households _____ No. of livestock _____

() Irrigation ☒ Industrial () Municipal

() Injection (X) Other, Specify Commercial

5. Well construction information:

☒ New well () Deepen () Replace

Proposed surface diameter 8" Maximum depth 200'

Anticipated bottom hole temperature:

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

6. Anticipated construction start date as soon as possible

7. Well Driller (if known) Eaton Drilling & Pump Service, Inc.

Address RT 1 Box 412 Wendell, Id. 83355

8. Applicant's signature George Ambrose

Title President

Date 8/11/89

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ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

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. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
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.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 2 day of October, 1989.

Signed

Loren D. Hulman

Title

Southern Region Mgt.

Receipt No. 5008912 Received by LRP Fee 100.00 Date 8/22/89

EXTENSION OF DRILLING PERMIT

Approval Date Extension approved by

This extension is good for 60 days beyond the above extension approval date.

RECEIVED
FEB 21 1990

RECEIVED

Drilling permit No. 36-89-S-072

Water right No. 36-08452

AUG 25 1989

Department of Water Resources
Southern Region Office

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Wendell Gas & Oil Co., Applicant, requests issuance of a drilling permit prior to approval of a water right to withdraw water from the well.

The request is made for the following reason(s):

We would like to get started on the development.

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Date 8/22/89

INDEXED

FEB 21 1990

Signature George Ambrose
Applicant