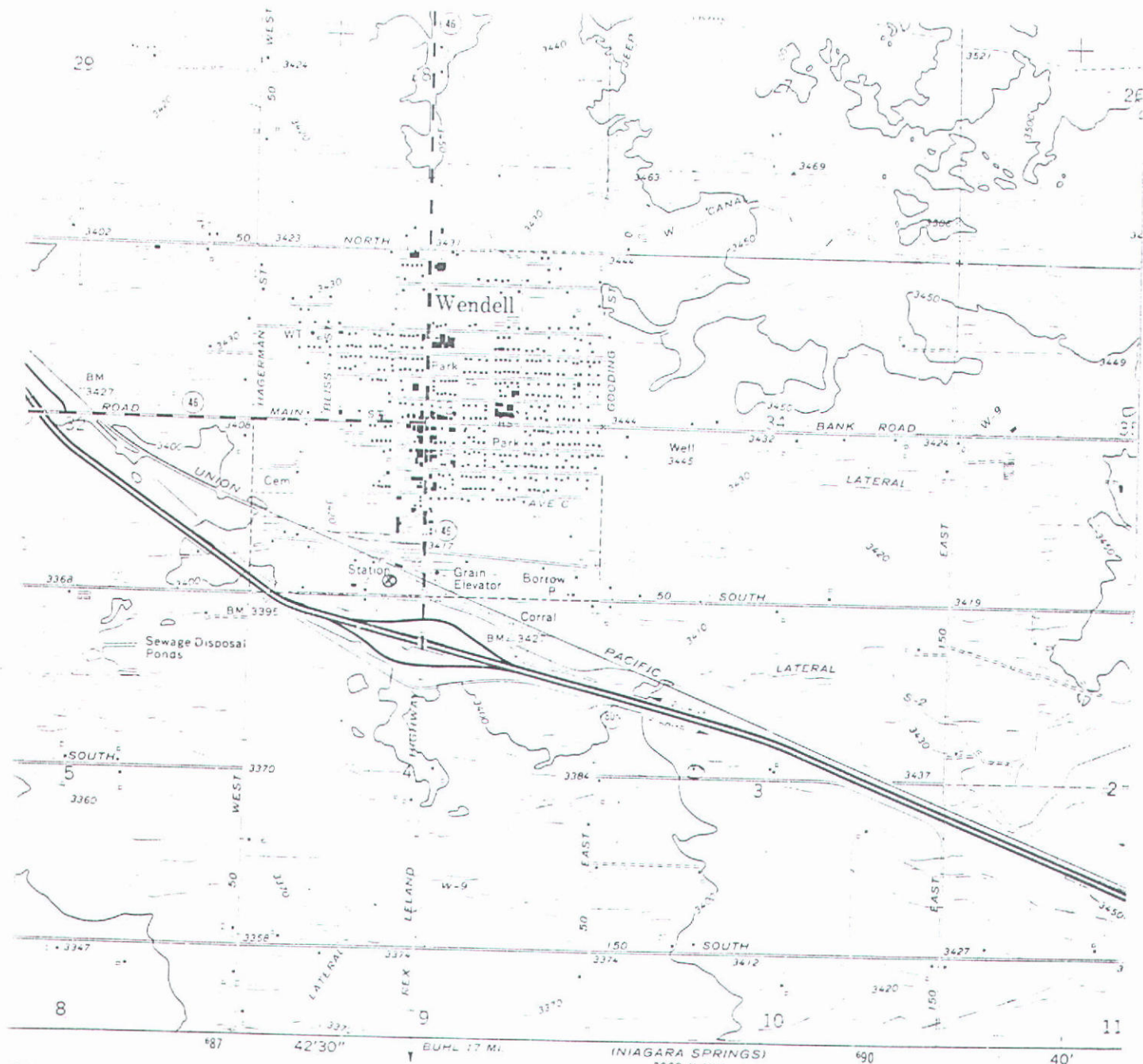
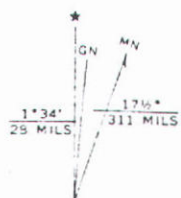




Key



UTM GRID AND 1971 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



CONTOUR INTERVAL 10 FEET
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 15 1989

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

Department of Water Resources
Southern Region Office

B. M. Mays

Patty Mance, 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 28 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 6th day of Dec. 19 89, and the date of the last publication was on the 13th day of Dec., 19 89.

Patty Mance

Subscribed and sworn to before me this 14 day of Dec., 19 89.
(SEAL)

Norma De Voe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions 28

Lines tabular at _____ 6¢/Pica

468 Lines straight at 25.40 5¢/Pica

Subsequent lines at 10.72 4¢/Pica

TOTAL COST 42.12

COPY OF NOTICE (Paste Here)

Applying Water Right
TITLE OF NOTICE
City of Wendell Evans Grain

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

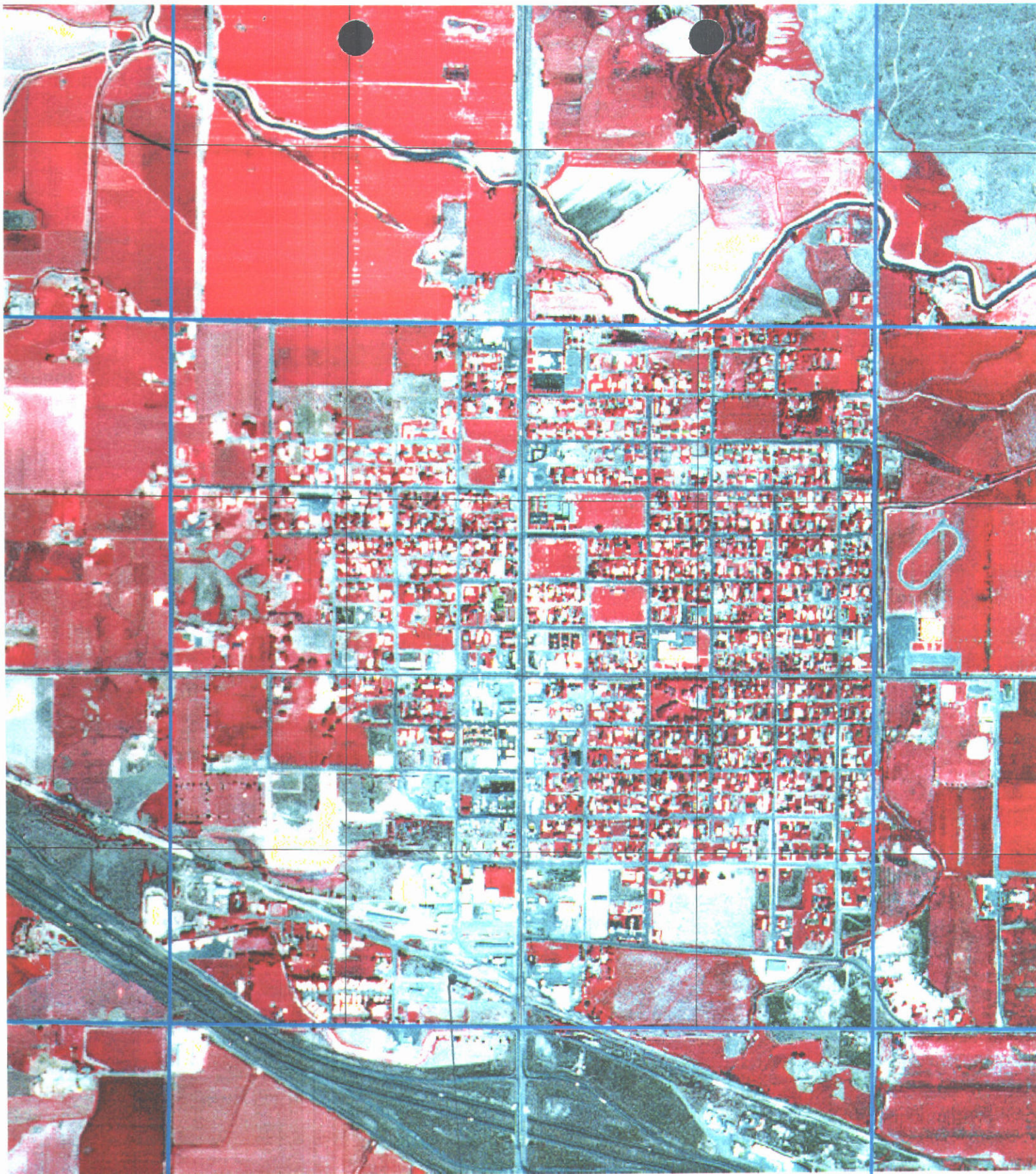
Idaho Dept. Water Res.
BILL TO *T.F.*

NOTICE OF APPLICATION FOR WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
36-08421
CITY OF WENDELL
P.O. BOX 208
WENDELL, ID 83355
Source: GROUNDWATER
Diversion Pt: SESESW Sec 33 T 07S R 15E
Use: MUNICIPAL (3,000 CFS)
Date Filed: 7/28/1989
In: T07S R15E S33 - S34 37-08573
EVANS GRAIN & ELEVATOR CO.
P.O. BOX 515
RUPERT, IDAHO 83350
Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 9 T 08S R 13E
Use: COMMERCIAL (200 CFS)
Date Filed: 11/06/1989
In: T08S R13E S09 - NWNW
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, 2146 4th Avenue East, Twin Falls, Idaho 83301 on or before DECEMBER 28, 1989.
R. Keith Higginson
Director
Pub: 12-6, 13
G10681

7-8 pt. per line successive
insertions.....4¢/Pica

No 518

10681



Monroe Well (City of WENDELL)

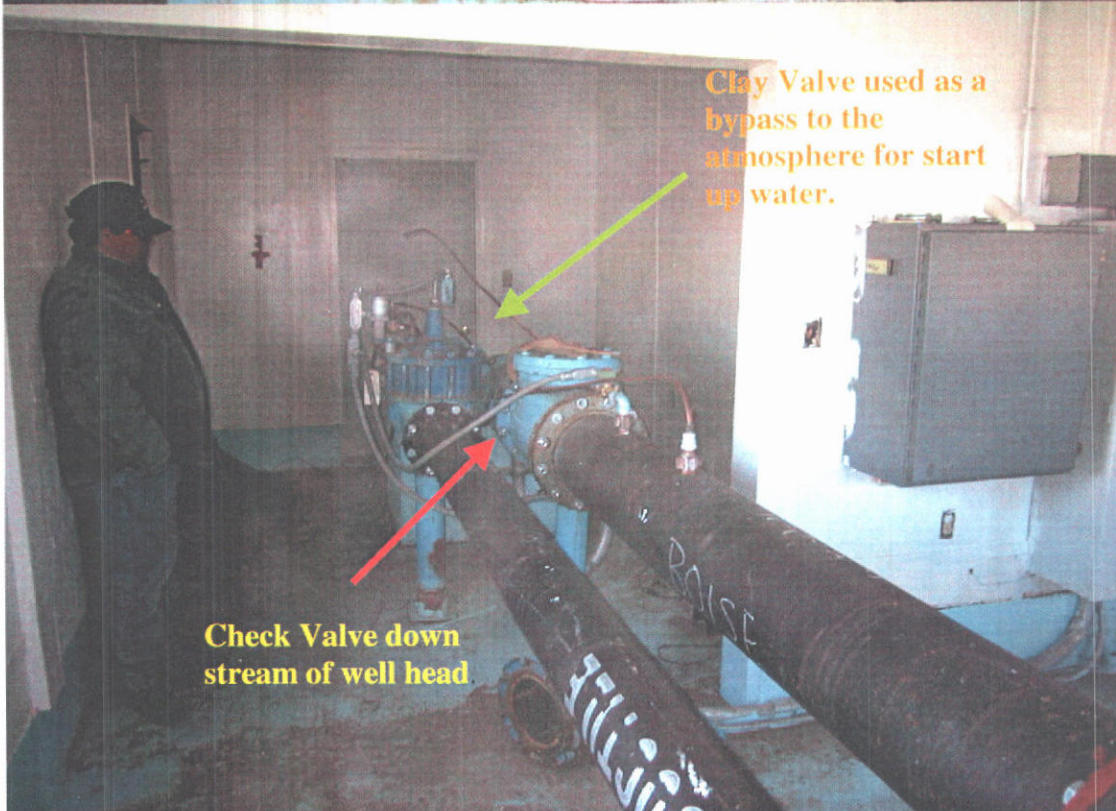
07S 15E Sec. 33

MICROFILMED

APR 23 2002



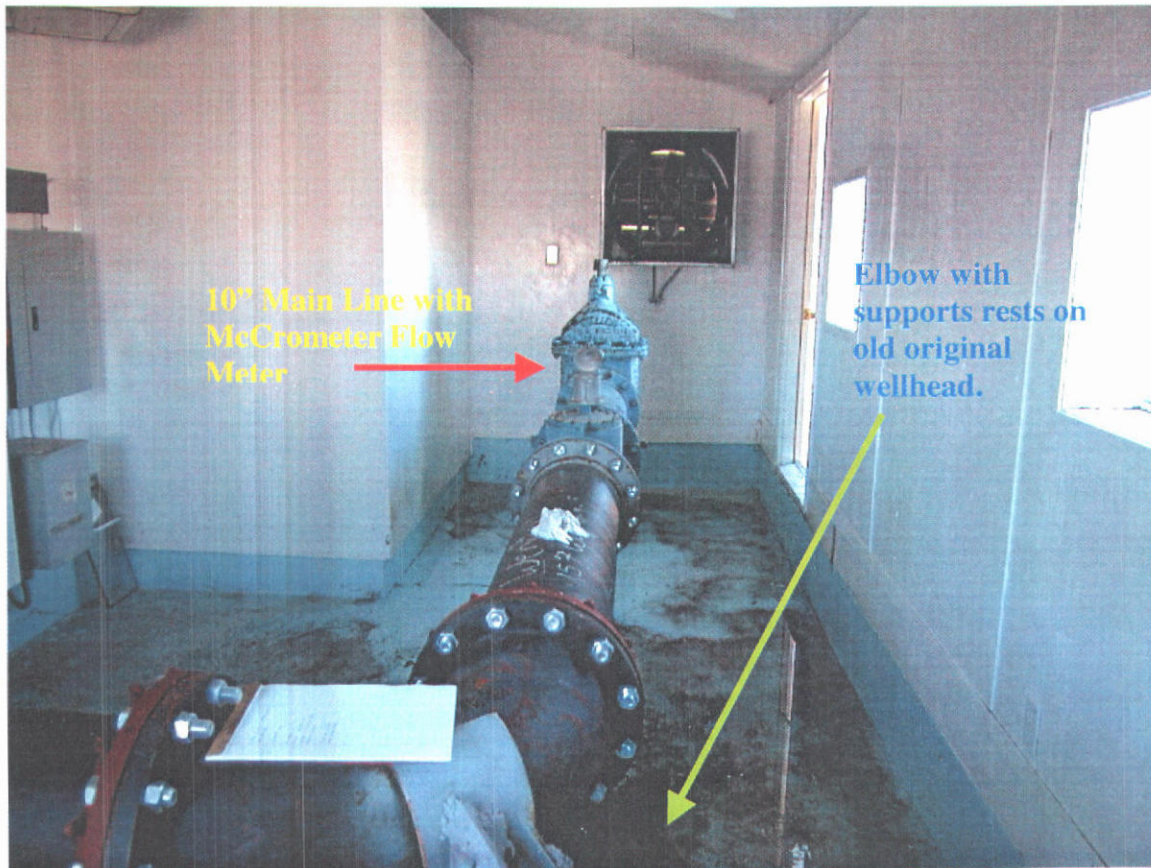
Well Head
with 5 gallon
bucket
covering well.



Clay Valve used as a
bypass to the
atmosphere for start
up water.

Check Valve down
stream of well head

MICROFILMED
JUN 23 2002



UNRECORDED
APR 23 2002

City of Wendell 125 H.P. Motor Well

CURVE NO.
18-105
3-15-78

No. Stages	Change	MATERIAL	Eff. Change
1	-4	IMP.-C.I.	-2
2	-2	IMP.-NI-RI	-1
3	-1	BOWL-BRZ	-1
4	0	BOWL-NI-R.	-1

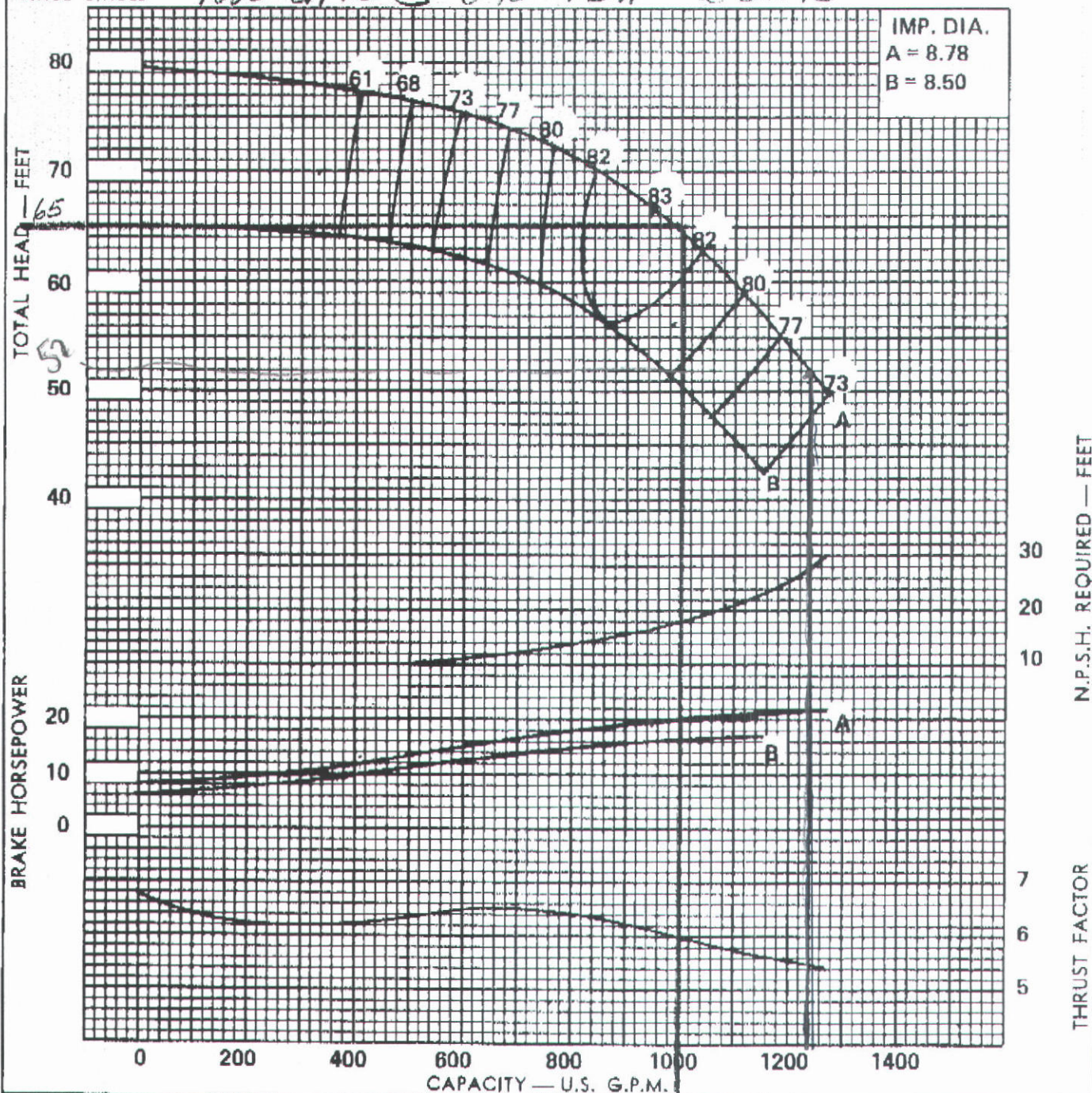
11 BEH

1770 R.P.M.

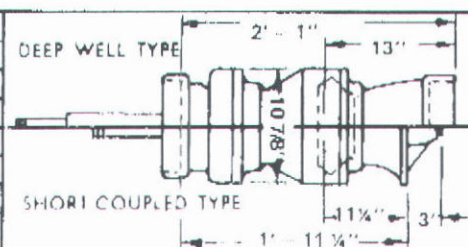
SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 4 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 4 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

ONE ()
STAGE STAGES

1000 GPM @ 390 TDH 16 STAGE



EYE AREA — SQ. IN.	15.11	IMPELLER WT.-LBS.	127
WR ² PER IMPELLER	0.74 LB.-FT ²	ONE STAGE WT.-LBS.	186
MAX. SPHERE SIZE	0.62 in.	ADD'L STAGE WT.-LBS.	74
MAX. NO. STD. STAGES	10	IMPELLER NUMBER	55B19
MAX. OPERATING P.S.I.	430	DISCH. SIZES	8
STD. LATERAL	0.66 in.	SUCTION SIZES	8
STD. SHAFT DIA.	1.500 in.	MAX. LATERAL	in.
MAX. SHAFT DIA.	1.687 in.	BOWL CONN.	FLANGED-COLLET
MIN. SUBMERGENCE	25 in.	ADD 9% "	PER ADDITIONAL STAGE



Folsom, Amanda

From: Skinner, Corey
Sent: Thursday, April 19, 2001 10:06 AM
To: Folsom, Amanda
Subject: Possible field exams

Mandy,

I found a couple of basin 36 field exams that might be relatively easy to do. They are 36-08421 and 36-08764 in the name of the City of Wendell. Both permits list one well each, with each permit having another water right diverted out to the same point of diversion. I talked with the city engineer and found out that the city actually has four interconnected wells (tied into the same delivery system) so we would have to do licensing amendments to list all four wells on each right. Counting these same two permits, the city in total has six water right filings (one of which is a pending SRBA claim). They will probably be filing a transfer to tie the four rights (6 minus the two permits) together. The good part about these two permits, is that the city's wells are within the west measurement district, so Corbin probably has files on them listing previous measurements.

Anyways, I thought you might be interested in these.

Corey

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APR 23 2002

Wen May ~~25th~~ 30th @ 9:30 w/ Rob meet at
research other right City Hall in
Wendell

ACTION REQUIRED

FROM: _____

TO: _____

151 static
10 drawdown (est)
65 psi pressure head (est) = 150

311 +

1240 gpc

2,76 cfs

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APR 23 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 36-08421

Priority: September 14, 1998

Maximum Diversion Rate: 2.76 CFS

It is hereby certified that CITY OF WENDELL
PO BOX 208

WENDELL ID 83355 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 26, 1989; and has
submitted Proof of Beneficial Use on September 14, 1998. An examination indicates that the works
have a diversion capacity of 2.76 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

MUNICIPAL

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

2.76 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, Twp 07S, Rge 15E, B.M. GOODING County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Wendell municipal water supply system as provided for under Idaho law.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 130.
3. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
4. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
5. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
6. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 4TH day of APRIL, 2002.

MICROFILMED

APR 23 2002

Acting for


KARL J. DREHER
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-08421

IN THE NAME OF CITY OF WENDELL

)
)
)
)
**ORDER OF
REINSTATEMENT**

This matter having come before the Idaho Department of Water Resources (Department) the Department makes the following FINDINGS OF FACT, CONCLUSIONS OF LAW and ORDER:

FINDINGS OF FACT

1. On March 20, 1990, the Department issued Permit No. 36-08421 in the name of City of Wendell (permit holder) with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before April 1, 1991. The proof due date was later extended to April 1, 1992.

2. On January 31, 1992, the Department sent a proof due notice to the permit holder by certified mail stating that proof was due, and instructed the permit holder of the steps to be taken to submit the proof of beneficial use.

3. On April 6, 1992, the Department sent a lapse notice to the permit holder since the Department had not received an acceptable proof of beneficial use statement or extension of time request.

4. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

5. On September 14, 1998, the permit holder submitted an acceptable proof of beneficial use statement, a license examination fee of \$150.00 and pump records which show the well was in operation prior to the permit lapsing in April of 1992. The permit holder further explained that due to changes in elected city officials, the proof due notice

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FEB 05 1999

was overlooked and was never filed.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used within the authorized development period.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

3. The department should reinstate the permit with the date of priority advanced to the date proof of beneficial use and supporting information was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 36-08421 is **REINSTATED**.

IT IS FURTHER ORDERED that the priority date is advanced to September 14, 1998.

IT IS FURTHER ORDERED that reinstatement of this permit does not authorize any additional development by the permit holder.

Dated this 15th day of January, 1999.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

SEP 14 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08421 Telephone No. 208-536-5161

2. Name(s) of Permit Holder(s): City Of Wendell

3. Mailing Address: P.O. Box 208 Wendell, Idaho 83355

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 06 / yr. 91

a. Well Driller: Eaton's Well Drilling Drilling Permit Number: 36 - 91 - S - 025

b. **OPTIONAL:**

Pump Horsepower: 125 HP Pressure (psi): 65 psi Dynamic pumping level (ft): 159'

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): Municipal Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 3.0 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No XX

Has the measuring device been installed?

Yes XX or No _____

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No XX

Has the measurement port been installed?

Yes _____ or No XX

8. Fee Enclosed: \$ 150.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Scott L. Bybee, P.E. City Eng. Telephone Number: 208-733-2414

Address: 800 Falls Avenue, Twin Falls, Idaho 83301

10. The information given on this form 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.

Signature of permit holder:

Steven Rost
(include your title, if on behalf of company or organization)

MICROFILMED

Date: 9-10-98

FEB 03 1999

NOTICE

This file has been REPRODUCED
from MICROFICHE

for a possible reinstatement.

Donla A. Block
Person Recreating File

Sept. 29, 1998
Date

STATE OF IDAHO

APR 01 1991

DEPARTMENT OF WATER RESOURCES
Department of Water Resources

For Office Use Only

\$15 FEE Received by JL

Date 3/29/91

Receipt # 5013169

RECEIVED

MAR 24 1991

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

Department of Water Resources
Southern Region Office

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 36-08421

Name(s) of Permit Holder: City of Wendell

Post Office Address: P. O. Box 208, Wendell, Idaho 83355

Telephone No. (208) 536-5161

Date Proof Is Due: April 1, 1991

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The City of Wendell has extended a water line to the site of the new well for connection
to the system. The City has also accepted a proposal from Eaton Drilling to provide a
new surface seal and a pump test on the well/and also under contract with J-U-B ENGINEERS
for the design of the pump and wellhouse. Costing \$ 9,800.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Work has been delayed due to the fact that the driller has lost the bit required for
this project in another well and has not been able to proceed. Please reference attached
letter.

Permit holder(s) request an extension to April 1, 1992.
(1 yr. minimum)

George A. Benson, Mayor
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 1992.

Signed this 10 day of April, 1991.

J. New Saxon
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08421

Proposed Priority: July 26, 1989 Maximum Diversion Rate: 3.00 CFS
This is to certify, that CITY OF WENDELL

P.O. BOX 208
WENDELL, ID 83355

has applied for a permit to appropriate water from: GROUNDWATER
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>
-----------------------	----------------------	--------------------------

MUNICIPAL	01/01 to 12/31	3.00 CFS
-----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SESESW Sec. 33, Township 07S, Range 15E
GOODING County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 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. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
8. Place of use within city limits of Wendell.

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

20 day of March, 1970

R. Keith Higginson

for R. Keith Higginson, Director

Ident. No. 36-08421

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: CITY OF WENDELL 208-536-5161
Address: P.O. BOX 208
WENDELL, ID 83355
2. Source: GROUNDWATER Trib. to:
3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	15E	33	SE	SE	SW		GOODING
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
MUNICIPAL	01/01	12/31	3.000		
5. Total quantity appropriated is:
3.000 CFS (and/or) AFA
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
EXISTING 8" X 256' WELL WITH PUMP TO PIPELINE NETWORK.
 - 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 inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.
8. Description of proposed uses:

9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	15E	33			MUNI	
		34			MUNI	

10. Describe any other water rights used for the same purposes.
THREE OTHER WELLS.

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

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

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:

P/U IS WITHIN THE CITY LIMITS OF WENDELL.
THIS WELL WAS ORIGINALLY DEVELOPED BY MONROC CONCRETE AND THEN
THRU AN EXCHANGE AGREEMENT THE WELL IS UTILIZED BY THE CITY
FOR MUNICIPAL PURPOSES.

13. Map of proposed point of diversion and place of use attached? [X]

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.

Cliff Linder
Applicant
M9900

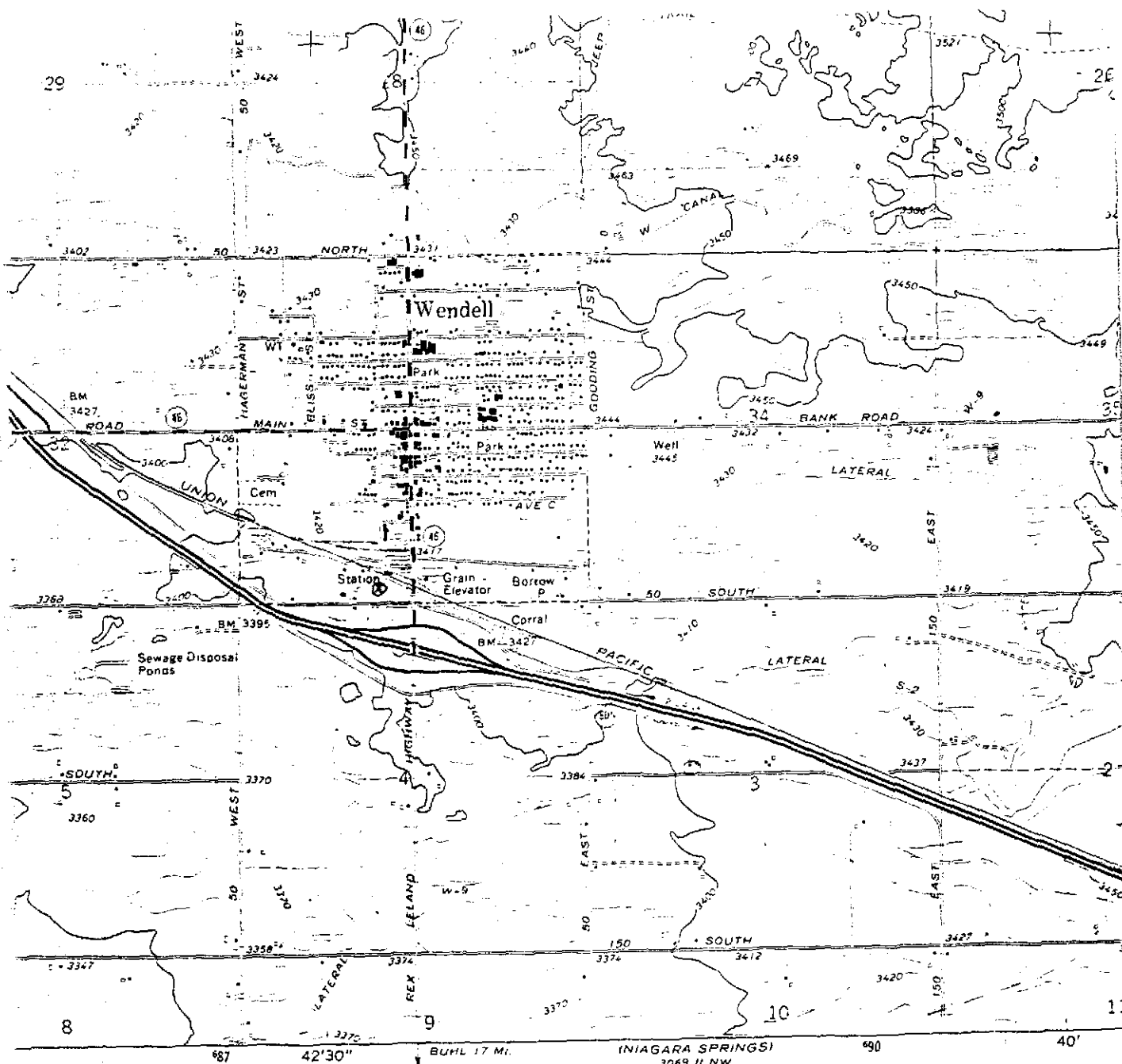
Proposed Priority: 7-26-89 re

Received by LC Date 9/29/89 Time 11:00 AM Preliminary check by J. J. Stettin *no check see original app.*

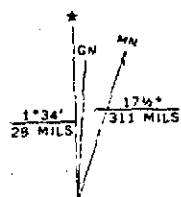
Fee \$ 85⁰⁰ Receipted by LW # 5008667 Date 7-26-89

Publication prepared by M. Baldwin Date 11-15-89 Published in Gooding Co. Leader

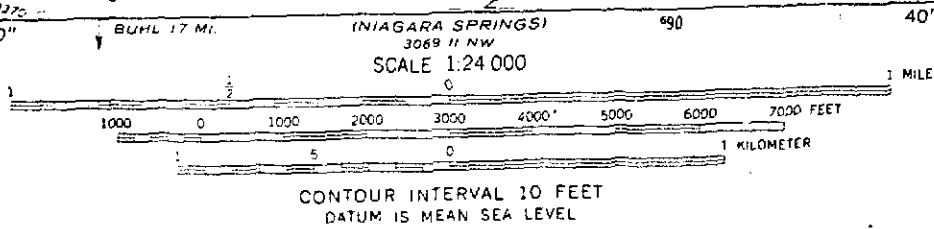
Publication approved D. J. Jansen Date 12-16-89



Key



UTM GRID AND 1971 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D.C. 20242 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Ident. No. 36-08421

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: CITY OF WENDELL
Address: P.O. BOX 208
WENDELL, ID

208-536-5161

83355

2. Source: GROUNDWATER

Trib. to:

3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	15E	33	SE	SE	SW		GOODING

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
MUNICIPAL	01/01	12/31		3.000	

5. Total quantity appropriated is:
3.000 CFS (and/or)

AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
EXISTING 8" X 256' WELL WITH PUMP TO PIPELINE NETWORK.
- 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.
- Proposed well diameter is 8 inches; proposed depth of well is 256
feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.

8. Description of proposed uses:

EXISTING 8" X 256' WELL WITH PUMP DELIVERING TO PIPELINE NETWORK.

9. Description of place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
07S	15E	33	NE	NE		MUNI	
			NW	NE		MUNI	
			SW	NE		MUNI	
			SE	NE		MUNI	
			NE	NW		MUNI	
			NW	NW		MUNI	
			SW	NW		MUNI	
			SE	NW		MUNI	
			NE	SW		MUNI	
			NW	SW		MUNI	
			SW	SW		MUNI	
			SE	SW		MUNI	
			NE	SE		MUNI	
			NW	SE		MUNI	
			SW	SE		MUNI	
		34	SE	SE		MUNI	
			SW	NW		MUNI	

10. Describe any other water rights used for the same purposes.
THREE OTHER WELLS.

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

CITY OF WENDELL

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

RESIDENTS OF CITY OF WENDELL

c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
CITY OF WENDELL MUNICIPAL WATER WORKS.

12. Remarks:

THE P/U IS WITHIN THE CITY LIMITS OF WENDELL.

THIS WELL WAS ORIGINALLY DEVELOPED BY MONROC CONCRETE AND THEN
THRU AN EXCHANGE AGREEMENT THE WELL IS UTILIZED BY THE CITY
FOR MUNICIPAL PURPOSES.

13. Map of proposed point of diversion and place of use attached? []

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.

Otto Lemke
Mayor Applicant

Ident. No. 36-08421
Page 3

Received by Jo ^{8/19/89} ^{11:00 am} ^{no check} Date 7/26/89 Time 10:00 Preliminary check by _____
Fee \$ 85 Receipted by LW # 5008667 Date 7/26/89
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 15 1989

State of Idaho,)
County of Gooding) SS.

Department of Water Resources
Southern Region Office

(b. Manager)

Patty Spencer, 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 28 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 16th day of Dec, 1989, and the date of the last publication was on the 13th day of Dec, 1989.

Patty Spencer

Subscribed and sworn to before me this 14 day of Dec, 1989.
(SEAL)

Norma De Voe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho
COST OF PUBLICATION

Number of Lines in Notice _____
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Lines tabular at _____ 6¢/Pica
Lines straight at 468 23.40 5¢/Pica
Subsequent lines at 10.72 4¢/Pica
TOTAL COST 42.12

COPY OF NOTICE (Paste Here)

Applicant: Water Right
TITLE OF NOTICE
City of Wend Evans Grain

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Ida Dept. Water Res
BILL TO T.F.

NOTICE OF APPLICATION
FOR WATER RIGHT

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

36-08421
CITY OF WENDELL
P.O. BOX 204
WENDELL, ID 83388
Source: GROUNDWATER
Diversion Pt: SESEW Sec 23 T 37S R 15E

15E
Use: MUNICIPAL (2,000 CFS)
Date Filed: 7/26/1989
In: T078 R15E S34-S35
37-08573
EVANS GRAIN & ELEVATOR CO.
P.O. BOX 615
RUPERT, IDAHO 83450
Source: GROUNDWATER
Diversion Pt: SW1/4 Sec 23 T 37S R 15E

15E
Use: COMMERCIAL (100 CFS)
Date Filed: 11/08/1989
In: T088 R13E S08 - NW1/4

The claimant(s) will be subject to the water right. Protests may be submitted based on the criteria of Sec. 42-203C, 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, 2100 4th Avenue East, Twin Falls, Idaho 83421 on or before DECEMBER 31, 1990.

R. Keith Haggard
Director

Pub: 12-5, 13 G10887

7.5 pt. per line successive
insertions.....4¢/Pica

No 518

10681



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

April 4, 2002

CITY OF WENDELL
PO BOX 208
WENDELL ID 83355

RE: License No. 36-8421 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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

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,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

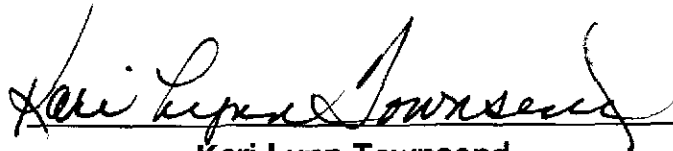
APR 23 2002

CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 36-8421

**CITY OF WENDELL
PO BOX 208
WENDELL ID 83355**


Kari Lynn Townsend
Secretary

MICROFILMED

APR 23 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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 Idaho Water Resource Board (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.

LICENSE REVIEW CHECKLIST

Permit No. 36-8421

Date: 3-25-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

Place of Use OK

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): 36-8421
File reviewed _____ Profile reports printed ✓

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 3.0 cfs

Fee Limit 3.0 cfs

Measured 2.76 cfs

Theoretical 2.76 cfs

Recommended Total Diversion Rate 2.76

pump curve

Season of Use per new Standards

Water Uses OK

Change (P46)

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

Mun 3.76 cfs _____ af

_____ cfs _____ af

Total 2.76 cfs _____ af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1-acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Peyette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks:

R55, R04(130) ~~R35~~(2.76 cfs), J03, 022, 075, 102

Additional Conditions

✓ Watermaster Control 130

_____ GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim?

NO - not req'd

Adjust memo

NO

Amend Letters

P87, S06

Second Amendment Notice

S06

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-7440 V1

WATER RIGHT NUMBER: 36-7440 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	CRAIG HOBDEY PO BOX 176 GOODING, ID 83330 (208)934-4429
Current Owner	CITY OF WENDELL PO BOX 208 WENDELL, ID 83355 (208)536-5161

Priority Date: 02/06/1974

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	01/01 to 12/31	0.220 CFS	53.10 AF
	<u>Total Diversion:</u>	0.220 CFS	53.10 AF

Location of Point(s) of DiversionGROUND WATER
GOODING County

SW1/4SW1/4

Sec. 33, Twp 07S, Rge 15E, B.M.

Place of Use
INDUSTRIAL

*diff pld
(as licensed) ?
NO OL*

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	15E	33											X						

Conditions of Approval:

- c18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

- Purpose of Use INDUSTRIAL USE IS FOR WASHING ROCK AND MIXING CONCRETE.

Comments:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 36-08421

1. Owner: CITY OF WENDELL Phone No. (208) 536-5161

Current Address: P.O. Box 208 WENDELL ID. 83355

2. Accompanied by: Rick Boss EXAM DATE: 2-26-02

Address: Same as above Phone No. Same as above

Relationship to Permit Holder: City water manager

3. Source: Groundwater tributary to ✓

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 36-7722; 36-7440; 36-8764

2. Other water rights with the same point of diversion: 36-7440 → license for industrial use, of .22 cfs.

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

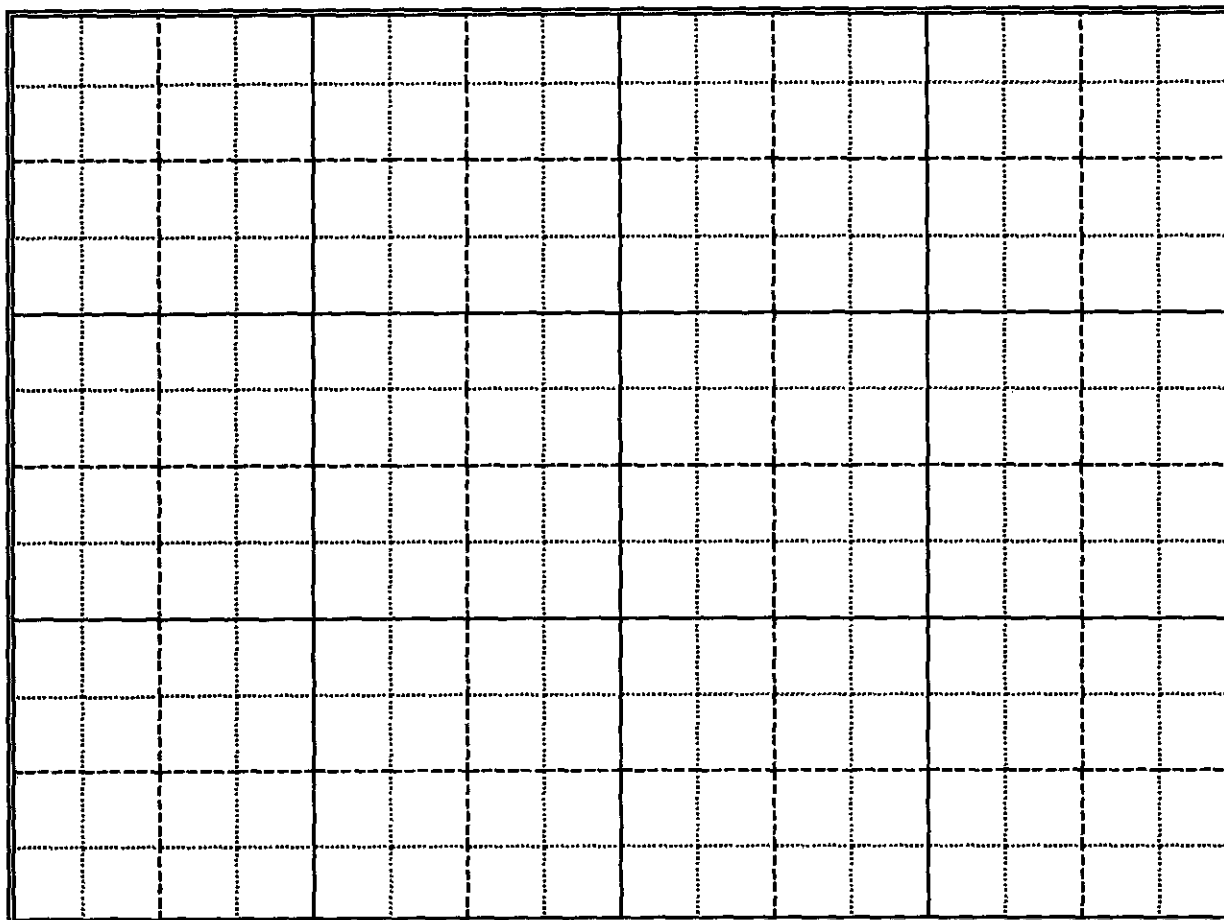
Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SE	SW	30	07S	15E	Gooding	Quad MAPS

2. Place(s) of Use: CITY OF WENDELL Service area Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
												</							

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____.

____ Copy of USGS 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)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
A0004276	GE	125	K405DP6005L	Layne Bowler	
					MICROFILMED

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

APR 23 1982

D. FLOW MEASUREMENTS

1.

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

2. Measurements: No Measurements taken due to pump being out the well. Using pump Curves to determine discharge.

E. NARRATIVE/REMARKS/COMMENTS

- This Field exam was started in May of 2001 by summer Temp. Amanda Folsom. She had collected most of the data with a theoretical discharge done at that time. I have included both the theoretical and the pump curve data that was recently collected by talking with the Engineering firm (JUB Engineering out of Twin Falls) working for the city. Photos indicate the pumping configuration and to clarify any questions about those I will describe the pump conditions at the present time. At the present time the pump is out of the well due to the pump screwing itself loose and falling to the bottom of the well. Since then the city has rethought its need for the well and are in the process of trying to get the well back on line. As photos indicate the well is open with only a 5-gallon bucket covering the well opening. This well is in a locked building away from any easy access to the well by the public. The well is also up gradient of any source of pollution and is not in any immediate way of polluting the groundwater. Right off the pump is a bypass valve (Clay valve) that will allow for water to be bypassed around the source line to the city for start up only. (Approximately 10-15 seconds after the water hits the top of the well and is discharged through a six inch line and out into an open ditch). This is to eliminate pumping dirty water directly into the source. Conditions of the permit have been met by the installation of a flow meter. This well is currently required to annual report volume to the West Measurement District and has reported when well has been in use.

- There are currently two types of uses and two different water rights out of the same well. An industrial use developed by Monroc (36-7440) for concrete mixing with a flow of .22 cfs and 53.1 Acre foot volume annually. The well was donated to the city by Monroc in the early 70's and thus developed by the city for a municipal use. This required a new well to be drilled according to DEQ drinking standards and the new well was drilled apporximetly 20 feet to the south of the old original well.

Have conditions of permit approval been met? ☒ yes ☐ no

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JUL 11 1991

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

Pump Curve =

$$\frac{8.8(125).7}{(2.306)(65) + 159} = \frac{770}{308.9} = 2.49 \text{ cfs}$$

$$\text{Pump Curve} = Q = 1240 \text{ gpm} \div 448.83 = 2.76 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Municipal	01/01	12/31	2.76 cfs	
Totals:			2.76	

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

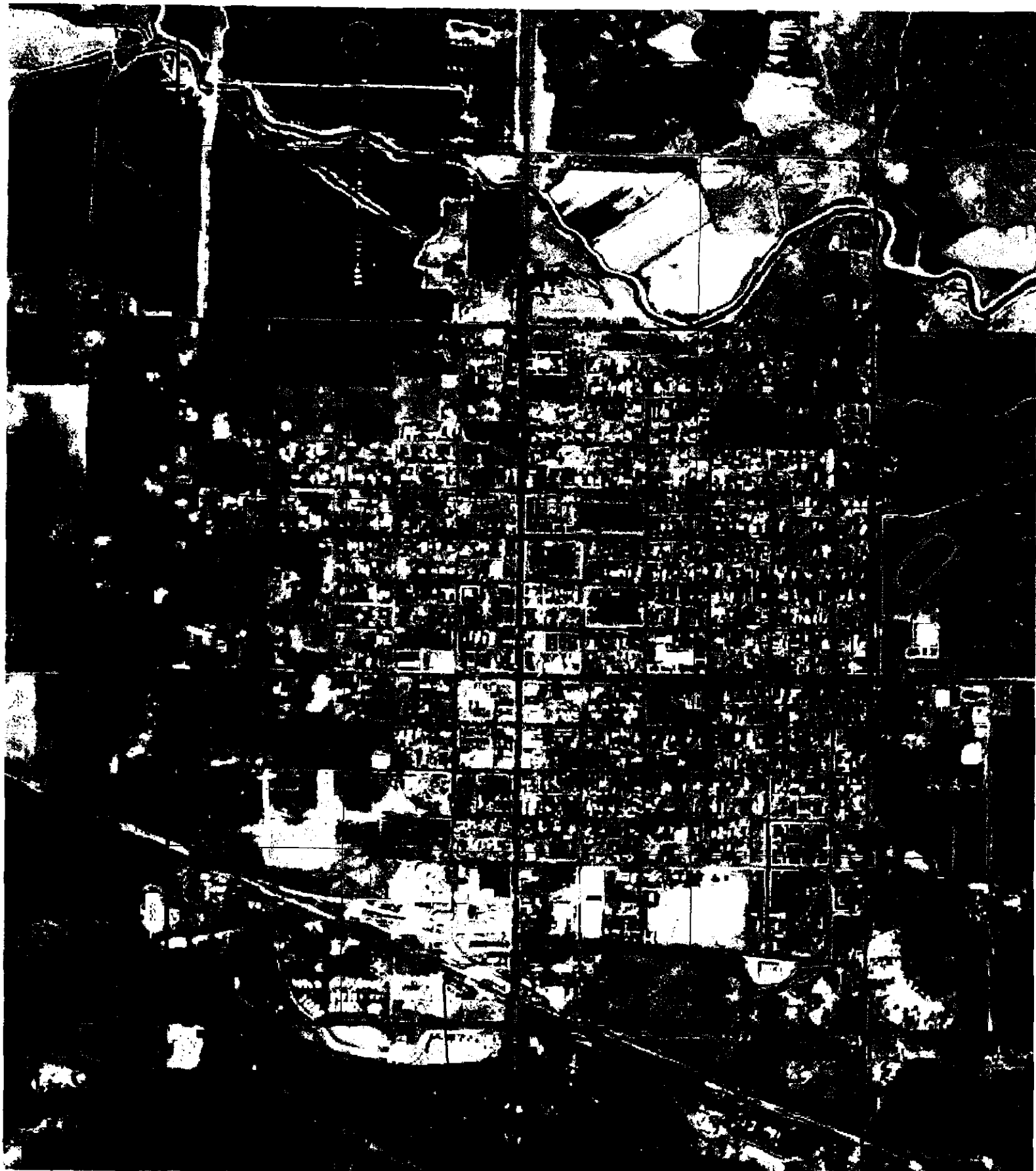
I. AUTHENTICATION

Field Examiner's Name C. R. K. G. Date 3-13-02

Reviewer _____ Date _____

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APR 23 2002

SEAL



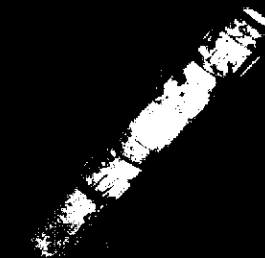
MONROE WELL (CITY OF WENDELL)

07S 15E Sec. 33

MICROFILMED

APR 28 1982

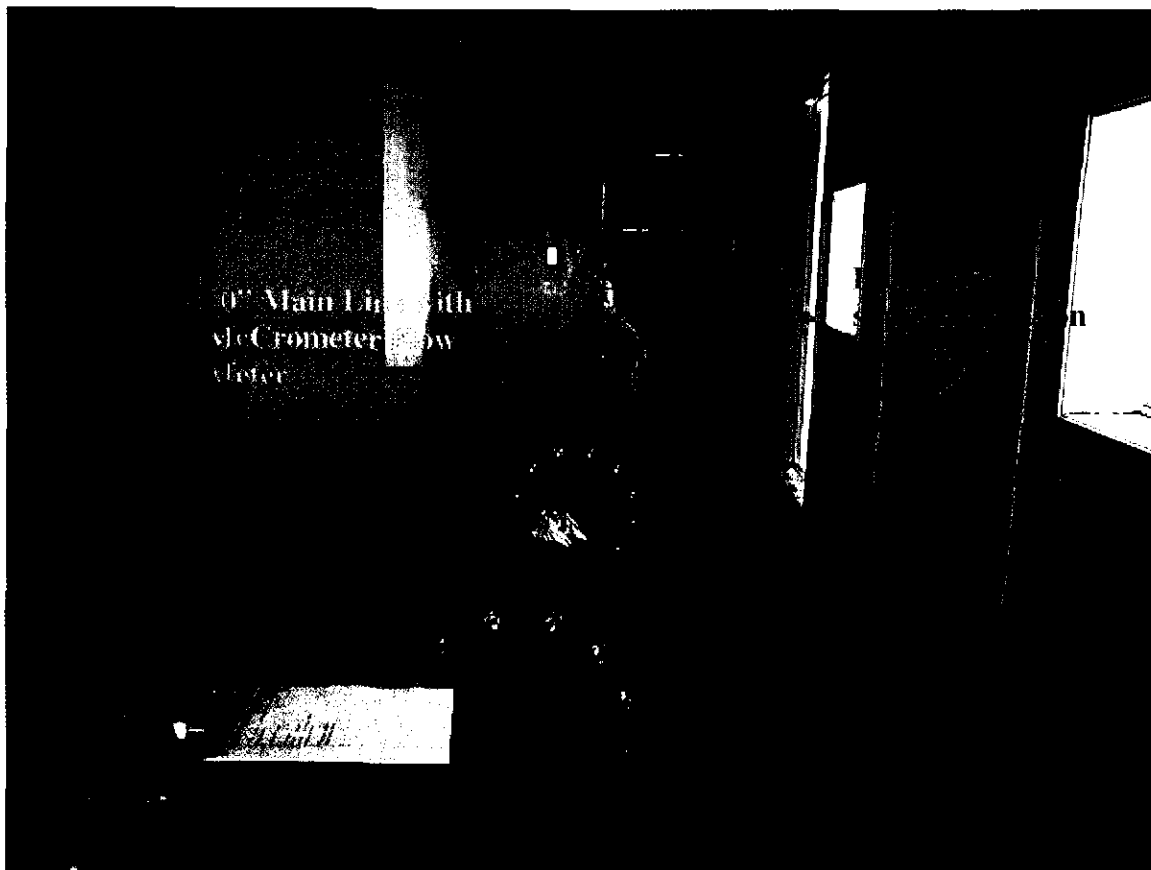
... lead
... gallon
...
... ng well.



Valve used as a
pass to the
mosphere for start
water.

Check Valve down
stream of well head

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APR 2 1982



0" Main Line with
v/crometer flow
meter

SECRET/ALL

10/2/80

City of Wadell - Monroeville Well

Z-26-02

Field work notes

Layne Bowler pump

GE motor

125 HP 460 Volts

1780 RPM 1.15 Service factor

L405TD16 Frame #

Pump out of hole
motor sitting outside

CS

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SEP 23 2002

CITY OF WENDLELL 125 H.P. MORMON WELL

CURVE NO.
18-105
3-15-78

No. Stages	Change	MATERIAL	Eff. Change
1	-4	IMP.—C.I.	-2
2	-2	IMP.—NI-R	-1
3	-1	BOWL—BRZ	-1
4	0	BOWL—NI-R	-1

11 BEH.

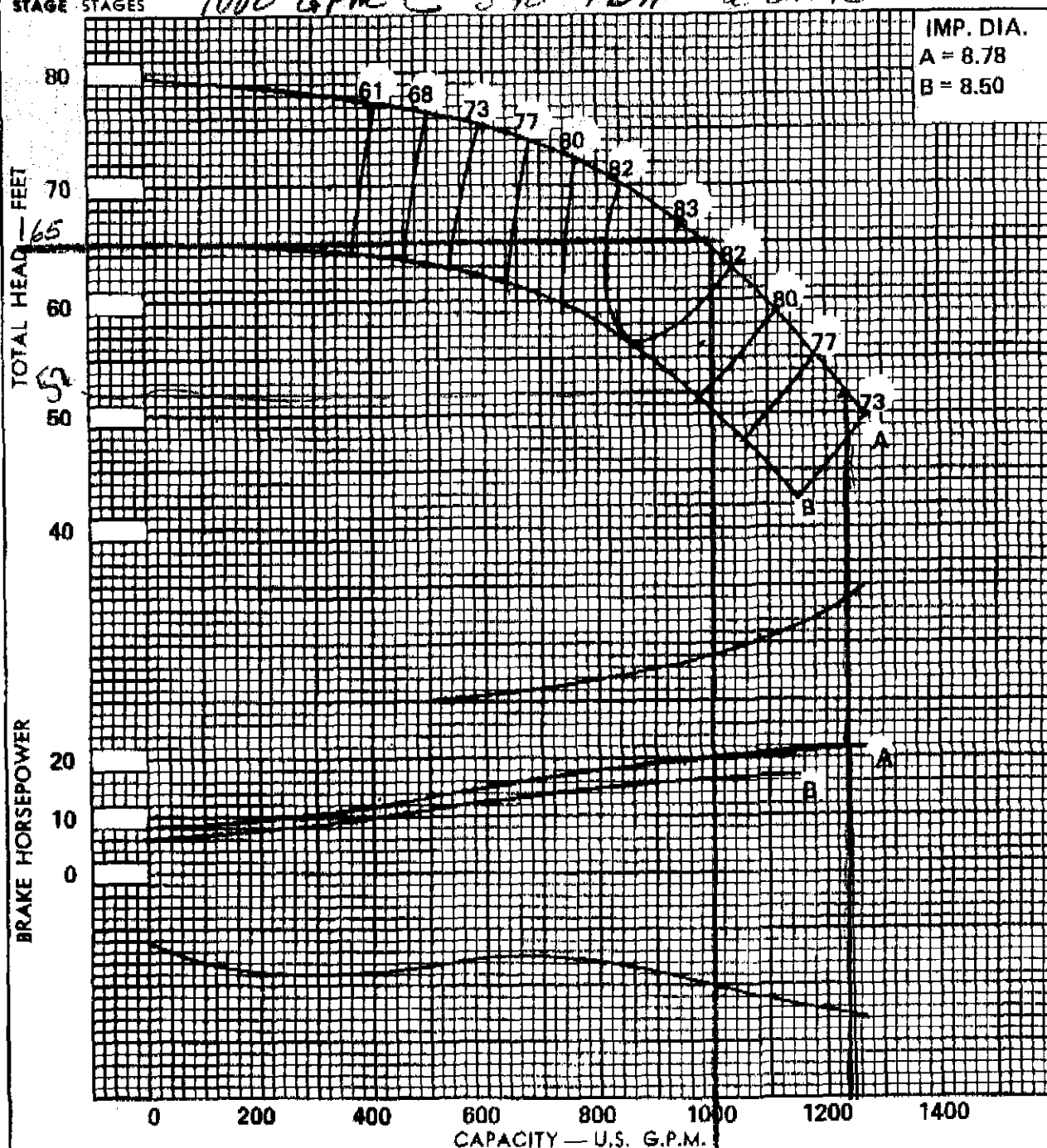
1770 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 4 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 4 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

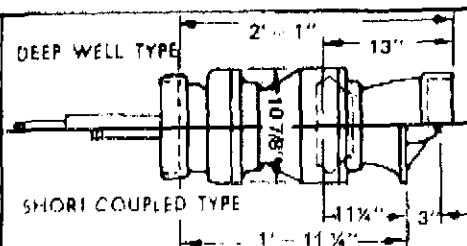
ONE
STAGE STAGES

1000 GPM @ 390 TDH 6 STAGE

IMP. DIA.
A = 8.78
B = 8.50



EYE AREA — SQ. IN.	16.11	IMPELLER WT.—LBS.	12.7
WR ² PER IMPELLER	0.74 LB.-FT. ²	ONE STAGE WT.—LBS.	186
MAX. SPHERE SIZE	0.82 in.	ADD'L STAGE WT.—LBS.	74
MAX. NO. STD. STAGES	10	IMPELLER NUMBER	55819
MAX. OPERATING P.S.I.	430	DISCH. SIZES	8
STD. LATERAL	0.66 in.	SUCTION SIZES	8
STD. SHAFT DIA.	1.500 in.	MAX. LATERAL	in.
MAX. SHAFT DIA.	1.687 in.	BOWL CONN.	FLANGED—COLLET
MIN. SUBMERGENCE	25 in.	ADD 9% " PER ADDITIONAL STAGE	



Folsom, Amanda

From: Skinner, Corey
Sent: Thursday, April 19, 2001 10:06 AM
To: Folsom, Amanda
Subject: Possible field exams

Mandy,

I found a couple of basin 36 field exams that might be relatively easy to do. They are 36-08421 and 36-08764 in the name of the City of Wendell. Both permits list one well each, with each permit having another water right diverted out to the same point of diversion. I talked with the city engineer and found out that the city actually has four interconnected wells (tied into the same delivery system) so we would have to do licensing amendments to list all four wells on each right. Counting these same two permits, the city in total has six water right filings (one of which is a pending SRBA claim). They will probably be filing a transfer to tie the four rights (6 minus the two permits) together. The good part about these two permits, is that the city's wells are within the west measurement district, so Corbin probably has files on them listing previous measurements.

Anyways, I thought you might be interested in these.

Corey

Went May ~~25th~~ 30th @ 9:30 w/ Rob met at
research other right City Hall in
Wendell

ACTION REQUIRED

FROM: _____

TO: _____

151 static
10 drawdown (est)
65 psi pressure head (est) = 150

311 -

1240 gpm

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APR 28 2002

2,76 cfs

FORM 8-7 0-000
MICROFILMED

Pay # 736-3037

536-2223 X

~~US Elect Motor~~

General Elect

125 Hp

model # K40SDP6005L

manrock site

1997 - 129.5 AF

1998 - 187.2 AF

2.26. $\frac{8.8(125)(7)}{1.65 + (159.231)} = \frac{770}{432.29} = \boxed{1.78 \text{ cfs}}$

(2.49)

50000
100000

Boise St well - A0004275 - measured

Hewiston St well - A0004656 = measured
E0008012

no tank
not yet Gooseing St well - A0004274 - not measured
has flow meter stand by well

Monroe well - A0004276 - not measured

Adj. 36-7440

General Electric
HP 125
Model # K405DP605L

US Elect Motors
HP 75 ~~153543~~
Data Indust 6096A
860

MICRO 8599

APR 22 2002

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APR 23 2002

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 36-95-5-0068-000 OTHER APPLICABLE NO: 36-08421
2. OWNER: CITY OF WENDELL Phone: (208) 536-5161
Address: P.O. BOX 208 WENDELL ID. 83355
3. WELL LOCATION: Twp 07S, Rge. 15E, Sec. 33, SE 1/4 SW 1/4
County Gooding (Provide sketch map and photo on reverse.)
4. DRILLER: Eaton Drilling Lic. No. _____
When Drilled? 9-18-95
5. WELL CONSTRUCTION:
Casing Diameter 12 inches Water tight cap? ☐ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 151 ft. Method Drilled Air Rotary
Condition of Well Casing: ☐ Good ☒ Fair ☐ Poor Describe Casing look fine pump column looked good.
Control Valve? ☐ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving _____
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 151 ft. Water Temperature _____ °F
Flowing Artesian ☐ Yes ☒ No Pressure: 65 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☐ Irrigation ☐ Stock
☐ Test ☒ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

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APR 23 2002

POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☒ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS: At the present time Pump and motor are out of the well.
Only thing covering well opening is 5 gallon bucket. Well is in
locked building away from public access. (see Attached photo)

Carl R. Kuhl / JR. Agent
Signature of Dept. Representative & Title

2-26-02
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

IAHO DEPARTMENT OF WATER RESOURCES

STAFF ANALYSIS SHEET FOR BENEFICIAL USE FIELD EXAMS:

PERMIT NO.

36-08421

A. Items To Be Placed In Exam File (Items A & B to be Completed by Compiler:

- (☒) Blank Field Report & Notice of Completed Exam
- (☒) Copy of App. for Permit, Approved Permit, Amendments, Orders, Assignments.
- Proof of Beneficial Use, SRBA Claim (Claim Filed? _____ Required? _____)
- (☒) Well Inspection Form, Dairy Water-Use Worksheet (if applicable)
- (☒) Well Log(s) & Groundwater Measurement Analysis Form (if applicable)
- () Copy of Orthophotoquad Map.
- () 660-Scale Aerial Photo (Examiner Will Obtain If Applicable)
- () Government Lot Plats (If Applicable)

B.1. P/D Overlap - Yes or No? If Yes, Include Copy of Overlapping Rights & Claims

- If Yes, Type of Overlap: () Add Acres or Uses to Existing System
() Increase Rate of Flow or Volume

B.2. P/U Overlap - Yes or No? If Yes, Include Copies of Overlapping Rights & Claims

- If Yes, Type of Overlap: () Increase Rate of Flow or Volume
() Add Supplemental Water Source
() Increase Acres Within Tracts

C. Field Exam Appointment Made:

Date _____ Time _____ Place _____

Contact Person & Phone _____

D. Post-Exam Review & Processing

Exam Completed 3/19/02
May 30, 2001

Notice of Completion Turned In 7/31/01

Field Report Completed 7/31/01

Amanda Tolson 7/31/01
Signature of Examiner & Date

Field Report Reviewed by Sr. Agent _____ (Initial & Date)

Field Report Reviewed by Region Mgr. 3/29/02 (Initial & Date)

Field Report Sent to S.O. _____ Region Card File Updated _____

8/2/01

Still needs measurement
or pump curve for well.

Motor broke down & city
is waiting for funding to
replace

MICROFILMED

SEP 23 2002

ROB JVB ENG.

733-2414

Rob was locating a pump
Curve for this well. Rob
does eng. for city.

contacts -

FEB 28 2001

mar 4 2001

mar 6 2001

- Wrong Pump Curve

- Re-collected data

to insure right curve.

MICROFILMED

APR 23 2002

MEMORANDUM

August 29, 2000

TO: City of Wendell West Water Measurement District File - Monroc Well
City of Wendell Water Right File 36-08421

FROM: Cindy Hodges *cyh*

RE: Status of well operation

Pursuant to the reinstatement of the above water right permit, this well has been in service as one of the City of Wendell's culinary backup supply wells. Diversions were reported in 1998 to the WMD. After just a few weeks of operation in June 2000, the pumping plant failed and the well was taken off-line again.

On August 22, 2000 I conducted flow meter calibrations for the City's Boise Street and Lewiston Street wells and learned of the problems at the Monroc site. City Superintendent Steve Tozer indicated that the City was not certain it would rebuild the Monroc pump station at this time. One option that has been discussed is the transfer of the Monroc water right 36-08421 to the Lewiston Street site where a new water storage tank and redistribution system has been constructed. A second well at that location is also being considered.

For this change to occur, permit 36-08421 must be licensed and an application for transfer filed and approved. Although the well is not on-line, licensing should be able to move forward based on the historical data submitted to reinstate the permit, supplemented by 1998 and 2000 diversion records on file with the WMD¹.

MICROFILMED

SEP 2 2 2002

¹ Year 2000 diversion records are normally submitted at the end of the calendar year; the City would have them available at any time for licensing purposes.

Vault - please file w 36-8421

MEMORANDUM

January 27, 1999

To: City of Wendell Water Distribution File

From: Cindy Hodges *cyh*

RE: Pending NOV Resolution

In response to a Pending Notice of Violation sent by me on August 1, 1998, City of Wendell officials took action to reinstate water right permit no. 36-08421 at the Monroc Well diversion in order to avoid an illegal diversion charge. This diversion is assessed by the West Measurement District but I was asked by Dan Nelson last year to look into a possible Notice of Violation on the well because it appeared to be in operation without any valid water right of record and the City had not responded to IDWR's repeated requests for information.

A brief history of events:

When the City of Wendell purchased this well from Monroc, water right no. 36-07440 had been developed for commercial use from the well but no SRBA claim had been filed. City of Wendell obtained permit 36-08421 for municipal use from the Monroc well shortly after purchase but had allowed the permit to lapse in 1992. When Dan contacted me, decrees had been issued for Basin 36 and he found that the Monroc right 36-07440 was not included, leaving the Wendell well with no recorded rights.

The City of Wendell was contacted several times over the years 92-94 regarding both the non-filed claim and the lapsed permit and had not responded. When I sent a Pending Notice of Violation in August 1998 the city engineer called me and initiated the proof filing that ultimately resulted in the reinstatement of the lapsed permit. He also indicated that the City had submitted and been granted a motion to file a late claim on license 36-07440, which I verified in the SRBA records. However, right no 36-07440 is limited to 0.22 cfs and about 53 AF yearly, which is significantly less than the annual withdrawals from the well for municipal purposes based on diversion reports filed since 1995 with the WMD. The later-in-time permit was also required to cover the additional municipal withdrawals from the well.

Wendell filed a late proof in September 1998 and the permit 36-08421 was reinstated in January 1999 for municipal use with a diversion rate of 3.00 cfs. The total authorized diversion rate from this well is now assumed to be 3.22 cfs, based on both the claim and the permit, and the design capacity of the system is said to be around 3.00 cfs. The well has been inventoried by WMD and the City continues to report annual diversions.

All water right issues have now been resolved and a temporary file will be stored in Distribution records for future reference. The West Measurement District has the original diversion record file.

MICROFILMED

APR 23 2002



RECEIVED

SEP 14 1998

Department of Water Resources

J-U-B ENGINEERS, Inc.
ENGINEERS • SURVEYORS • PLANNERS

800 Falls Avenue, Suite 1
Twin Falls, ID 83301

208/733-2414
FAX: 208/733-9455

September 10, 1998

Cindy Hodges, Senior Water Resource Agent
Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: City of Wendell Permit 36-08421

Dear Ms. Hodges:

Pursuant to your letters dated August 11, 1998 and August 20, 1998, the City of Wendell is requesting, by way of this letter, a reinstatement of Permit 36-08421. The permit is for a municipal well located in the SE1/4SE1/4SW1/4 of Section 33, Township 7 South, Range 15 East and is locally known as the Monroc Well.

The City is requesting reinstatement based on the fact that the City pumped the well and could therefore show Proof of Beneficial Use on July 2, 1991 which is earlier than the permit extension lapse date of April 1, 1992. On July 2, 1991, the City of Wendell pump tested the Monroc Well through the City distribution system to ascertain the quantity and quality of the source. The pump test was successful in regard to volume as 1230 gpm (2.73 cfs) was pumped for a period of approximately seven hours. The pump test was also successful in regard to overall water quality although some sand was noted during the pumping of the well. (see attached pump test and lab report)

Also enclosed is a licensing examination fee of \$150 for a volume between 2.01 and 3.00 cfs.

As we discussed on the phone, due to the fact that there have been numerous Mayors, Public Works Directors and City Clerks over the last eight years, the Proof of Beneficial Use somehow slipped through the cracks and did not get properly filed. For this we apologize and sincerely hope that this filing will meet with IDWR's approval.

Should you have any questions in regard to the submittal, please feel free to contact me at your convenience.

Respectfully,

J-U-B ENGINEERS, Inc.

Scott L. Bybee, P.E., City Engineer

Cc: City of Wendell
Craig Hobdey, City Attorney

MICROFILMED
APR 23 2002





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 20, 1998

CRAIG HOBDEY
PO BOX 176
GOODING ID 83330

City attorney

Phone 934 4429

RE: City of Wendell

Dear Mr. Hobdey:

Thank you for your call regarding the City of Wendell's Motion to File a Late Notice of Claim for right no. 36-07440 in the Snake River Basin Adjudication. I have reviewed a copy of the Motion, the original license, and the proposed claim. Unfortunately, this right alone is not sufficient to cover the city's present or anticipated use of the well, and the City will still be required to take some water right action.

License 36-07440 was issued to Ready to Pour Concrete for 0.22 cfs (99 gpm) and 53.10 acre-feet per annum for industrial use. Although there is no mention of the actual pump horsepower, recent file photos indicate that the well has been refitted with a turbine pump capable of diverting many times the licensed diversion rate of 0.22 cfs. Lapsed permit 36-08421 was made for 3.0 cfs, and I suspect the system is designed to deliver about that quantity. Total diversions made by the City of Wendell in 1996, per your report, were 129 acre-feet, a little more than twice the volume limitation.

The licensed nature of use of the Monroc right is also in conflict with the present use of the well for municipal purposes. If included in SRBA proceedings, the right will most likely be decreed as an industrial use right because the court will not recognize a change in use which did not occur prior to November 1987. Therefore, a transfer will have to be filed, after the right is decreed, to change the nature of use under the right to municipal. Municipal use under 36-07440 would be restricted to the above rate of flow and volume limits after the change.

The time required to process the Motion to File a Late Claim, obtain a decree entry and then process a change in nature of use will be considerable, possibly up to one year or longer from your filing date in June 1998. The outcome of either is uncertain, and the shortfall in water right coverage even with right no. 36-07440 has already been documented.

APR 23 2002

August 20, 1998

Page 2

The City of Wendell is still required to file with IDWR either a request for reinstatement of permit 36-08421 or a new application for permit in order to waive the pending Notice of Violation.

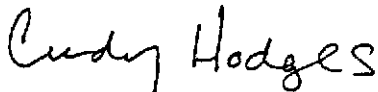
For your convenience, I have included both Proof of Beneficial Use and Application for Permit forms. If the City believes that there is enough evidence to reinstate lapsed permit 36-08421, please submit Proof of Beneficial Use, a licensing fee, and supporting information as required in I.C. §42-218a(2). Municipal use of the well must be documented prior to April 1, 1992.

If the permit may not be reinstated, please complete and return an application for permit and filing fee for a new water right.

Please return one of the above filings by the original due date of September 11, 1998.

Thank you for your cooperation. Please feel free to contact me at 208-327-5406 if you would like further assistance.

Sincerely,



Cindy Hodges
Sr. Water Resource Agent
Water Distribution Section

cc: IDWR Southern Region Office
Raquel Braga, City of Wendell

MICROFILMED

APR 13 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 11, 1998

RAQUEL BRAGA
CITY OF WENDELL
PO BOX 208
WENDELL ID 83355

RE: Pending Notice of Violation, Monroc Well

Dear Ms. Braga:

It has been brought to our attention that the City of Wendell's Monroc Well is being operated without a valid water right. Action must be taken within the next 30 days to remedy this situation or the City of Wendell may receive a Notice of Violation pursuant to I.C. 42-1701(B). The notice may include monetary penalties, and/or operation of the well may be required to cease.

According to our files, the City of Wendell has not responded to the Department's varied notification over the past few years that water rights were in arrears at the Monroc well site. I note that the City has worked with the West Water Measurement District and has installed a flow meter at this site, and that a record of diversions was submitted to IDWR for the 1997 reporting year. Nevertheless, the water rights once obtained for the Monroc well have been allowed to lapse and diversions are not presently allowable under any right of record.

My research found that permit 36-08421 was filed in 1989 by the City of Wendell showing the existing Monroc well as a point of diversion. This permit lapsed in 1992, after receiving one extension of time to develop, due to failure of the City to file proof. The permit might be reinstated if it can be shown that the Monroc well had been placed in production for Municipal use prior to the original proof due date of April 1, 1992.

Our records also show license 36-07440, issued to Ready to Pour Concrete (aka Monroc) for industrial use with date of priority of 1974. However, a claim to this right was not filed in the Snake River Basin Adjudication by either Monroc or City of Wendell and the right was not included in the Basin 36 Decree. This right is of no further force or effect.

MICROFILMED

APR 23 2002

August 11, 1998

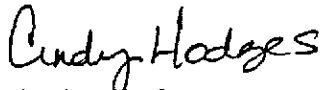
page 2

If you feel that permit 36-08421 may be reinstated, you will need to file a proof form and fee and supply verification of prior use of the well. Should reinstatement occur, date of priority of this right will be advanced to 1998. If the above permit is no longer viable, you will need to file a new application for permit for municipal use from this well, or add this well as an authorized point of diversion to another existing city right. To discuss any of these options, you may contact staff at our Southern Region office in Twin Falls at 208-736-3033.

Please respond within 30 days of the date of this letter by placing on file with this Department a request for reinstatement, application for transfer, application for permit, or another filing showing a good faith effort by the City of Wendell to procure a valid water right under which to operate the Monroc well. If you do not respond, subsequent action will be taken by this office.

Please feel free to contact me at 208-327-5406 if you have questions regarding the pending Notice of Violation.

Sincerely,



Cindy Hodges
Sr. Water Resource Agent
Water Distribution Section

cc: IDWR Water Right Permits Section
IDWR Southern Region Office

MICROFILMED

APR 23 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 15, 1999

City of Wendell
PO Box 208
Wendell ID 83355

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08421

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and \$150.00 license examination fee submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to September 14, 1998, as provided in Section 42-218a.2, Idaho Code.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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 the field examination, you may contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Region

MICROFILMED

FEB 05 1999

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08421 Reviewed by JY Date 1-15-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 36-91-S-0025-000
200- Amount paid for permit yes Correct?
NO - Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
150- Amount Submitted
yes Correct?
yes Required?
yes Installed?
X Waiver requested?

PRIORITY CALCULATION

Date proof received after 600 days
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

late Runstate & advance priority to Sept. 14, 1998.
Proof acceptable.

DATA ENTRY

New Address X Proof Made 9-14-98



RECEIVED

SEP 14 1998

Department of Water Resources

J-U-B ENGINEERS, Inc.
ENGINEERS • SURVEYORS • PLANNERS

800 Falls Avenue, Suite 1
Twin Falls, ID 83301

208/733-2414
FAX: 208/733-9455

September 10, 1998

Cindy Hodges, Senior Water Resource Agent
Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: City of Wendell Permit 36-08421

Dear Ms. Hodges:

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Should you have any questions in regard to the submittal, please feel free to contact me at your convenience.

Respectfully,

J-U-B ENGINEERS, Inc.

Scott L. Bybee, P.E., City Engineer

Cc: City of Wendell
Craig Hobdey, City Attorney

MICROFILMED

FEB 05 1999



**G.J. VERTI-LINE PUMPS, INC.**

1970 Highland Ave. East • P.O. Box 892

Twin Falls, Idaho 83303

(208) 733-4278

RECEIVED

SEP 14 1998

Department of Water Resources

WELL TEST REPORT

NAME: CITY OF WENDELL DATE: 7-2-91
LOCATION: WENDELL
WELL DEPTH: 250 FT. CASING:
SIZE: BOWLS: 10 STG 10 RM
TEST PUMP SETTING: 190 FT. ORFICE SIZE: 8" STD X 7"
STATIC WATER LEVEL: 145 FT. STARTING TIME: 8:30

TIME:	PUMPING LEVEL	ORFICE READING	GPM	MINERS INCHES	REMARKS
8:35	152.50	12.00	910		CINDERS
8:50	158.25	23.00	1240		CINDERS
9:10	159.00	22.50	1230	135	CINDERS
9:25	159.00	22.50	1230	135	TRACE CLAY-LOOKS CLEAN
10:00	159.00	22.50	1230	135	TRACE CLAY-LOOKS CLEAN
11:00	159.00	22.50	1230	135	TRACE OF CLAY
12:00	159.00	22.50	1230	135	TRACE OF CLAY
1:00	159.00	22.50	1230	135	TRACE OF CLAY

1:30 SURGED WELL PUMPED SLIGHT RED CINDER FOR SHORT TIME

2:00	159.00	22.50	1230	135	CLEAN
3:00	159.00	22.50	1230	135	
3:30	159.00	22.50	1230	135	

RECOVERY CHECK

3:45	155.00	16.00	1040		
4:00	152.50	11.00	860		

SURGED WELL

MICROFILMED

FEB 05 1998



ALCHEM LABORATORY

104 W. 31st Street
Boise, Idaho 83714 (208) 336-1172

RECEIVED

SEP 14 1998

COPY DISTRIBUTION
White - PWS Owner
Canary - H&W Region/District
Pink - H&W Region/District
Goldenrod - Laboratory

INORGANIC CHEMICAL CONTAMINANTS Drinking Water Systems

Department of Water Resources

14195

Name & Address of State Agency Requesting Copies of Report

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

Name of Water System <i>Wendell - Monroe Well</i>	County <i>GOODING</i>	Date Collected (10-15) <i>07/02/91</i>	Office Use Only PWS ID (1-7)	
REPORT RESULTS TO: Full Name <i>TUB ENGINEERS</i>		Mo <i>07</i>	Day <i>02</i>	Yr <i>91</i>
Address <i>800 FALLS AVE</i>		Time Collected (16-19) <i>03:45</i>	(20) Circle One <i>AM</i>	LID
City <i>Twin Falls</i>		State <i>Idaho</i>	Zip Code <i>83301</i>	Trans Code (8-9) <i>03</i>
Sample Location <i>Monroe Well Test Pump</i>		Container Type ☐ Glass ☒ Plastic	Preservative Used ☐ None ☐ Nitric Acid ☐ Sodium Hydroxide ☐ Sulfuric Acid ☐ Other	
Sample Type (Check One) (24) ☐ D - REG. DISTRIBUTION ☐ C - CHECK ☐ R - RAW WATER ☐ P - PLANT TAP ☐ S - SPECIAL				

COMMON CHEMICAL CONTAMINANTS

Check Desired Analysis										PRIMARY										Office Use Only																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		
ID (25-28)					CONTAMINANT NAME Maximum Allowable Level					Method (29-31)			ANALYSIS RESULTS * (32-39)					Analysis Date (40-45) Mo Day Yr			Analyst Initials		LAB NAME		LAB ID (46-50)																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																													
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SECONDARY										OTHER									
Check Desired Analysis										Check Desired Analysis									
ID		CONTAMINANT NAME Maximum Limit	Method	ANALYSIS RESULTS*						ID		CONTAMINANT NAME	Method	ANALYSIS* RESULTS					
✓	1017	Chloride 250	1		1	5	7			✓	927	Alkalinity (Total)	1						
✓	905	Color (C.U.) 15 units	1							✓	1003	Ammonia (As N)	1			<	0	0	5
✓	1022	Copper 1	1			0	0	3		✓	1018	Calcium	1						
✓	1027	Hydrogen Sulfide .05	1							✓	1915	Hardness (as CaCO ₃)	1		1	7	5	0	
✓	1028	Iron .3	1			0	0	9		✓	1031	Magnesium	1			2	3	0	
✓	1032	Manganese .05	1			0	0	1		✓	1925	pH (pH units)	1						
✓	920	Odor No. (T.O.) 3	1							✓	1042	Potassium	1				3	8	0
✓	2910	Phenols .001	2							✓	1049	Silica	1				3	1	5
✓	1055	Sulfate 250	1		3	6	0			✓	1926	Spec. Cond. Umhos/cm	1		4	0	4	0	
✓	2905	Surfactants .5	2		<	0	0	2	5	✓		Corrosivity	1						
✓	930	Total Dissolved Solids 500	1							✓		Temp. 54°							
✓	1095	Zinc 5	1		<	0	0	0	1	✓		RADIOCHEMICAL							
										✓		VOC'S							
										✓		ORGANIC CHEMICAL							

* Results Expressed in mg/liter Unless Indicated Otherwise

FEB 05 1999

Lab Supervisor Signature

Analysis Completion Date (Mo, Day, Year)

8/8/91

NOTICE

This file has been REPRODUCED
from MICROFICHE

for a possible reexamination.

Darla A. Block
Person Recreating File

Sept. 29, 1998
Date

Form 235-1

9/89

Drilling Permit No. 36-91-5-025

Water Right Permit No. P36-08421

Injection Permit No. _____

RECEIVED

MAR 20 1991

State of Idaho
Department of Water Resources

Department of Water Resources
Southern Region Office

DRILLING PERMIT

1. Applicant City of Wendell
2. Mailing Address P. O. Box 208, Wendell, Idaho 83355
Telephone 536-5161
(X) Well Owner () Well Operator () Other, specify _____
3. Proposed well location SE 1/4 SW 1/4, or Gov't lot No. _____
Sec. 33, Twp. 7S, Rge. 15E, County Gooding County
Street Address of Well Site _____
Lot, block, and subdivision _____
4. Proposed use of well:
() Single family or stockwater use (less than 13,000 gallons per day)
() Irrigation (more than 1/2 acre)
() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
(X) Other (describe fully) Municipal
5. Well construction information:
A. () New well () Deepen Add Surface Seal/Casing
(X) Replace - See Condition 9.
B. Proposed surface diameter 12" Maximum depth Existing Well
C. Anticipated bottom hole temperature:
(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Construction Start Date Estimate 3-25-91
7. Anticipated Well Driller Eaton Drilling - Wendell
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature George A. Benson Date 3-19-91
Title Mayor - City of Wendell
(Owner, Firm Representative, Other)

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 3/20/91

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

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 the above 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.
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. Approval 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.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Douglas Jones For Loren Holmes
Signature of Authorized Department Representative

Manager, Southern Region
Title

Receipt No. 5013128 Received by DRJ Fee \$200 Date 3/20/91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____
This extension is good for 60 days beyond the above extension approval date.

I certify that file No. 36-08421

has been reviewed and is ready to be MICROFILMED
and DESTROYED.

Brenda Miller
Signature

8-14-92
Date

The attached proof report is the water right as it appeared in the database prior to the final status and deletion from the database.

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/14/92 00:19:44
Page 1

Water Right Number - 36-08421

Prefix Translation: WATER RIGHT

Old (O) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
CITY OF WENDELL

1 - P.O. BOX 208

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-5161

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/26/1989 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
07S 15E 33 SE SE SW (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
40 - MUNICIPAL 01/01 12/31 3.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
3.000

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

+ - - Diversion Means - WELL, PUMP & PIPELINE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
Place of use within city limits of Wendell.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 051 - Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an

HR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/14/92 00:19:44
Page 2

Water right number - 36-08421

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
(Condition continued from previous page)
- annual use fee if rules are subsequently promulgated which
- provide for the submittal of the fee.
053 - The Director retains jurisdiction of this right and/or
- subsequent license issued to change, add or remove any
- requirement as determined to be appropriate.
01G - Prior to the diversion of water under this right a flow
- measurement port or other device as specified by the Department
- shall be installed to provide for the installation of measuring
- equipment and the determination of the rate of diversion by the
- Department.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
Date: 04/06/1992 User Id: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

+ - - Audit Fields - 05/19/89 MERRITT 05/30/89 CURTIS 06/12/89 MERRITT 07/28/89 MOBILE4 11/17/89 BALDWIN
12/15/89 BALDWIN 02/27/90 CURTIS 03/02/90 CURTIS 03/05/90 CURTIS 03/12/90 CURTIS
04/19/91 BILBAO 04/06/92 COMMENTS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 04/01/1992	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 03/23/1990	Protested Date	- 00/00/0000	Swan Falls	- 7
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 07/26/1989	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

April 6, 1992

CITY OF WENDELL
P.O. BOX 208
WENDELL ID 83355

LAPSE NOTICE

RE: PERMIT NO. 36-08421

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 1992. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4/6/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

January 31, 1992

CITY OF WENDELL
P.O. BOX 208
WENDELL ID 83355

PROOF DUE NOTICE

RE: PERMIT NO. 36-08421

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

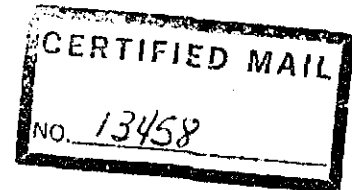
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



April 15, 1991

CITY OF WENDELL
P O BOX 208
WENDELL ID 83355

Gentlemen:

Re: Permit No. 36-8421

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to April 1, 1992.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

Eaton Drilling and Pump Service

~~ROUTE 1~~ - BOX 42230
WENDELL, IDAHO 83355

EARL NIELSON

208-536-2223

LARRY NIELSON

"Serving Magic Valley Since 1907"

3-18-91

Mr. Scott Rybee
JUB Engineers, Inc.
800 Falls Ave.
Twin Falls, Id. 83301

RECEIVED

MAR 20 1991

Department of Water Resources
Southern Region Office

J-U-B Engineers
RECEIVED
MAR 20 1991
TWIN FALLS, IDAHO

RE: Wendell Monroe Well

Dear Scott:

We were expecting to have the Monroe Well job finished by the 21st of March. Unfortunately we lost our 15" hammer bit in another well. We are in the process of trying to retrieve the bit and hammer parts. I see a two-three week delay if we can get it and repair it so we can use it on the Monroe Well. If we can't retrieve the bit and have to purchase a new one which isn't a stock item, the delay could be 2 months.

Please accept my apologies. We certainly would like to do the job for the city if it can be postponed.

Sincerely,
Larry Nielson
JUB

CITY OF WENDELL
P.O. BOX 208
WENDELL, ID 83355

138999
January 31, 1991

PROOF DUE NOTICE
RE: PERMIT NO. 36-08421

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 29, 1990

CITY OF WENDELL
P.O. BOX 208
WENDELL, ID 83355

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P36-08421

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.

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

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

15-Nov-1989

City of Wendell
Attention: Otto Lemke, Mayor
P.O. Box 208
WENDELL ID 83355

Re: Application for Permit No. 36-08421

Dear Applicant (s):

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 12/6 & 12/13/89. 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

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:

36-08421 ✓

CITY OF WENDELL

P.O. BOX 208

WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: SESESW Sec 33 T 07S R

15E

Use: MUNICIPAL (3,000 CFS)

Date Filed: 7/28/1989

In: T07S R15E S33 - S34

37-08573

EVANS GRAIN & ELEVATOR CO.

P.O. BOX 515

RUPERT, IDAHO 83350

Source: GROUNDWATER

Diversion Pt: SWNWNW Sec 9 T 06S R

13E

Use: COMMERCIAL (.200 CFS)

Date Filed: 11/08/1989

In: T08S R13E S09 - NWNW

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 now 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 DECEMBER 26, 1989.

R. Keith Higginson

Director

G10681

Pub: 12-6, 13

OK
12/4/89

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

NOVEMBER 15, 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 DECEMBER 26, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08421

CITY OF WENDELL
P.O. BOX 208
WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: SESESW Sec 33 T 07S R 15E

Use: MUNICIPAL (3.000 CFS)

Date Filed: 7/26/1989

In: T07S R15E S33
S34

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 DECEMBER 26, 1989.

R. Keith Higginson, Director

Published 12/06/1989 & 12/13/1989



J-U-B ENGINEERS, INC.

800 Falls Avenue
Twin Falls, Idaho 83301
Phone (208) 733-2414

ER OF TRANSMITTAL

TO

Idaho Dept of Water Resour

DATE	<u>8/28/89</u>	PROJECT NO.
PROJECT NAME	<u>Wendell</u>	
ATTENTION:	<u>f/m</u>	
RE.		
RECEIVED		
AUG 29 1989		

GENTLEMEN:

WE ARE SENDING YOU ☒ ATTACHED ☐ UNDER SEPARATE COVER VIA

Department of Water Resources

Southern Region Office

☐ SHOP DRAWINGS ☐ PRINTS ☐ PLANS ☐ SAMPLES ☐ SPECIFICATIONS

☐ COPY OF LETTER ☐ CATALOG SHEETS ☐ CHANGE ORDER ☐

COPIES	DATE OR NO.	DESCRIPTION
1		<u>Wendell Permit Application</u>

THESE ARE TRANSMITTED AS CHECKED BELOW:

☐ FOR APPROVAL

☐ AS REQUESTED

☐ RETURNED FOR CORRECTIONS

☒ FOR YOUR USE

☐ FOR REVIEW AND COMMENT

☐ FOR BIDS DUE

19 ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS:

IF ENCLOSURES ARE NOT AS NOTED, KINDLY NOTIFY US AT ONCE.

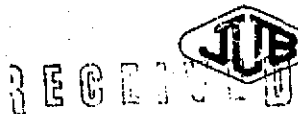
COPY FOR

SIGNED: Scott Byline

RECEIVED BY:

DATE

PLEASE SIGN, DATE AND RETURN WHITE COPY



J-U-B ENGINEERS, INC.

800 Falls Avenue
Twin Falls, Idaho 83301
Phone (208) 733-2414

LETTER OF TRANSMITTAL

RECEIVED
JUL 26 1989
TO

Department of Water Resources

Southern Region DEPT. OF WATER RESOURCES

DATE	7/24/89	PROJECT NO.
PROJECT NAME		
WENDELL		
ATTENTION:		
RE:		

GENTLEMEN:

WE ARE SENDING YOU ☒ ATTACHED ☐ UNDER SEPARATE COVER VIA _____ THE FOLLOWING ITEMS:

- ☐ SHOP DRAWINGS ☐ PRINTS ☐ PLANS ☐ SAMPLES ☐ SPECIFICATIONS
☐ COPY OF LETTER ☐ CATALOG SHEETS ☐ CHANGE ORDER ☐ _____

COPIES	DATE OR NO.	DESCRIPTION
1		City Water Right Permits
1		Permit Fee for \$852 ⁰⁰

THESE ARE TRANSMITTED AS CHECKED BELOW:

- ☒ FOR APPROVAL ☐ AS REQUESTED ☐ RETURNED FOR CORRECTIONS
☒ FOR YOUR USE ☐ FOR REVIEW AND COMMENT
☐ FOR BIDS DUE _____ 19____ ☐ PRINTS RETURNED AFTER LOAN TO US

REMARKS:

IF ENCLOSURES ARE NOT AS NOTED, KINDLY NOTIFY US AT ONCE.

COPY FOR _____

SIGNED: _____

RECEIVED BY: _____

DATE _____

PLEASE SIGN, DATE AND RETURN WHITE COPY