

Nelson, Dan

To: Steven Hannula
Subject: RE: Application for transfer - Van Ess

Steve,

I researched the well logs and well permits and only found one of the three wells listed in our records. Therefore, I will assume that the other two wells were developed prior to July 1, 1987. This is the date that well drilling permits and well logs were required on all wells. Therefore, wells developed before this date are not subject to a well drilling upgrade fee.

My research showed one well drilled in 1999 as a domestic well in the name of VanEss. There were no other well logs in the legal descriptions supplied by the applicant. So, I am recommending to our State Office staff that only one well upgrade fee be paid for a total of \$125.00. This payment will not be required until the transfer has been approved. Your client can pay the fee earlier if they choose, but it may be in their best interest to wait until the application has been approved. If they wish to pay the fee now, they can send a check to the Western Region Office C/O Dan Nelson, and I will see that the fee is properly applied to the correct well permit.

Thank you for the information regarding the overlapping rights. I was worried that our data base information was not complete. This will make the dairy's water needs easier to calculate, whereas we will not need to deduct an existing water right from the dairy worksheet.

Thank you for your quick response, and please inform your client that only one of the three wells will require the well upgrade fee of \$125.00.

Daniel A. Nelson
Senior Agent
Western Region
Idaho Department of Water Resources

-----Original Message-----

From: Steven Hannula [mailto:shannula@eroresources.com]
Sent: Monday, October 27, 2003 3:36 PM
To: Dan Nelson
Cc: Lisa Van Ess; Julie Fischer
Subject: Application for transfer - Van Ess

Dan, earlier today you called to ask some follow-up questions for the Van Ess Dairy transfer.

You ask about whether the points of diversion listed in the application are proposed or existing. All three are existing PODs. They were all initially constructed for domestic purposes. The applicant is aware that an upgrade fee will apply for all three wells. Two of the wells were likely installed prior to the permit fee requirements, but no documentation is available to show one way or another. Rather than spend a bunch of time and energy pursuing that, the Van Esses plan on paying the upgrade fee. I anticipate that the upgrade fee is \$125 per well for a total of \$375. Please correct me if I am wrong. Let me know how to best settle up with IDWR.

Secondly, you asked about existing water rights. As far as I am able to determine and the recollection of the Van Esses, no recorded water rights exist for the property. The wells were initially drilled for domestic reasons and adapted for the dairy operations over time. The previous owner apparently did not have the water rights in order. It is the intent of the applicant to get this matter straight.

I hope this answers your questions. Please let me know if you have others.

Steven Hannula
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Well Proof Report

Receipt #
Permit No. 733665
Metal Tag No. D0012328,
Well ID # 294417
Water Right No.

Relationship: Owner/Operator
Name: VAN ESS DAIRY
Address: 26956 CEMETARY RD
MIDDLETON ID 83644

Permit Status: Permitted

Well Location: Township 05N, Range 02W, Section 19, NW, NW, NW
COUNTY CANYON

Address of Well Site: SAME AS ABOVE
MIDDLETON ID

Use of Well: Domestic-Single Residence

Activity: New Well

Region: Western

Construction Method:

Const Start Date: Nov 02 1999 Const End Date: Nov 04 1999

Well Drilling Company: HIDDLESTON & SON INC (No. 35)

Card Hold Name: RON HIDDLESTON Phone:(208)587-9055 (No. 4361)

Certifying Official:

Date Received: Nov 22 1999

Date Approved: Oct 04 1999

Date Inspected:

Completed Depth: 120 FT Drilled Depth: Surface Diameter: 8 inches

Primary Flow Depth: Overall Temp: Static Water Level: 46

Head Pipe Length: Tail Pipe Length Production Rate: 0 GPM

Closed in Pressure: 0 Psi Bottom Hole Temp: 0 F. Low Temp Geothermal: NO

Control Device Desc:

Access Port Desc:

Casing

From	To	Diam	Type	Gauge	Join Type	Material
	110					

Seal

From	To	Material	Amount	Method
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Screen

From	To	Dia	Type	Slot Size	# of Slots	Material	Perforation Meth	Screen Type
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Lithologic Layer

From	To	Diam	Water	Color	Material	Texture
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Drive Shoe

Depth	Test Description
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