

NO
BOAT
LOTS
DAN
4-6-01

15

5000

4400

4600

POD AND POU
FALL CR RESORT

SWNE

Boat Ramp

4600

Y15 TOPO
T01N, R09E
SEC 16

MICROFILMED

JUL 10 2002

5200

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-31311

Priority: 08/17/2001

Maximum Diversion Rate: 0.04 CFS

This is to certify, that FALL CREEK OF IDAHO INC
C/O JIM OR SUE PATCHIN
6633 OVERLAND RD
BOISE ID 83709

has applied for a permit to appropriate water from:

Source: GROUND WATER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW 1/4 NE 1/4 Sec. 16, Twp 01N, Rge 09E, B.M. ELMORE County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	09E	16				X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before May 1, 2007.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The daily diversion volume for the commercial use authorized under this right shall not exceed 2,500 gallons per day.
7. Commercial use is for a hotel.
8. Water bearing zone to be appropriated is 153 to 235 feet.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 18th day of April, 2002.


for **KARL J DREHER, Director**

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8-17-01

Ident. No. 63-31311

RECEIVED

RECEIVED

AUG 17 2001

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APR 12 2002

653-2242-Resort

1. Name of Applicant FALL CREEK OF IDAHO, INC Phone 376-3535-CORP
Post Office address C/O JIM PATCHIN 6633 OVERLAND RD BOISE 83709

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____
Sec. 16 Township 1N Range 9E B.M. Elmore County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for COMMERCIAL purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL, PUMP, PIPE

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 6 inches; proposed depth of well is 235 feet.

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

e. If well is already drilled, when? 1990; Drilling firm HIDDLESTON #35
Well was drilled for (well owner) FALL CREEK LODGE

7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)

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

- a. Hydropower; show total feet of head and proposed capacity if KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. 11 HOTEL ROOMS WITH SHOWERS / BATHROOM

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APR 12 2002

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	4E	16			D														

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 63-19526

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

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

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: LEASE AGREEMENT

12. Remarks: PROPOSAL WILL USE ~ 550 GPD TOTAL. OTHER LODGE
USES COVERED UNDER RT. 63-19526.
GPD FIGURED @ 50 GPD/RM.
Between 153 & 235 feet.

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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

James A. Patch
 (Applicant)

Received by Rch Date 8-17-01 Time 1:42 PM Preliminary check by DAW
 Fee \$ 100 Received by Rch # W028200 Date 8-17-01
 Publication prepared by AT Date 7-20-02 Published in _____
 Publication approved AT Date 4-9-02 MOUNTAIN HOME NEWS

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NOV 10 2002

5000

15

NO
BOAT
LOTS
DAN
11-6-01

4400

4000

SWNE

POO AND POO
FALL CR RESORD

Boat Ramp

4600

Y15 TOPO
T01N, R09E
SEC 16

5200

Microfilm

TERM SPECIAL USE PERMIT

Act of March 4, 1915, as amended July 28, 1956,
or Act of March 30, 1948
(Ref. FSM 2710)

a. Record no. (1-2)	b. Region (3-4)	c. Forest (5-6)
70	04	
d. District (7-8)	e. User number (9-12)	f. Kind of use (13-15)
01		
g. State (16-17)	h. County (18-20)	i. Card no. (21)
16	039	

Permission is hereby granted to Carlos Powell

of Fall Creek of Idaho, Inc.

hereinafter called the permittee, to use subject to the conditions set out below, the following described lands or improvements for the period of 20 years from the date thereof:

T. 1N., R. 9E., Section 16, Boise Meridian. More specifically known as Tract A which includes the original Fall Creek Lodge Complex and including proposed phases of development described as Tract A-2 Drydock and Camping area; Tract A-8 Camping Area; Tract C New Lodge Complex 1991; Tract C-2 Self-contained RV park; Tract C-5 Trailer dump station; Tract C-6 Marina and Store; Tract B-2 Picnic area; Tract B-3 Camping area.

This permit covers 6.8 acres and is issued for the purpose of:

Operating a General Resort Business, including but not limited to a motel resort, dining room, gas station, marina and boat rental, camping and RV rental spaces, and related services.

1. Construction or occupancy and use under this permit shall begin within N/A months, and construction, if any, shall be completed within N/A months, from the date of the permit. This use shall be actually exercised at least 365 days each year, unless otherwise authorized in writing.

2. In consideration for this use, the permittee shall pay to the Forest Service, U.S. Department of Agriculture, the sum of Eight Hundred Dollars (\$800.00) for the period from January 1 19 89, to December 31, 19 89, and thereafter annually on January 1, as determined in accordance with provision #20, Dollars (\$);

Provided, however, That the charges for this use shall be readjusted as of, and effective on, the beginning of each 5-year period from the due date of the first annual payment in order to place the charges on a basis commensurate with the value of use authorized by this permit.

3. This permit is accepted subject to the conditions set forth herein, and to conditions 18 to 60 attached hereto and made a part of this permit.

PERMITTEE	NAME OF PERMITTEE	SIGNATURE OF AUTHORIZED OFFICER	DATE
	<u>Fall Creek of Idaho, Inc.</u>	<u>[Signature]</u>	<u>11/13/89</u>
ISSUING OFFICER	NAME AND SIGNATURE	TITLE	DATE
	<u>[Signature]</u>	<u>District Ranger</u>	<u>11/13/89</u>

(CONTINUED ON REVERSE)

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2700-5 (9/72)

Corporation Officers

Fall Creek of Idaho, Inc.

Pres. James H. Patchin
Sect. Joe Patchin

MICROFILMED

JUL 10 2002



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 19, 2002

FALL CREEK OF IDAHO INC
C/O JIM OR SUE PATCHIN
6633 OVERLAND RD
BOISE ID 83709

RE: Permit No. 63-31311

Permit Approval Notice

Dear Permit Holder:

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

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

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

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

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

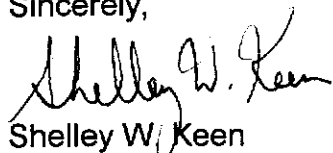
MICROFILMED

APR 19 2002

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

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

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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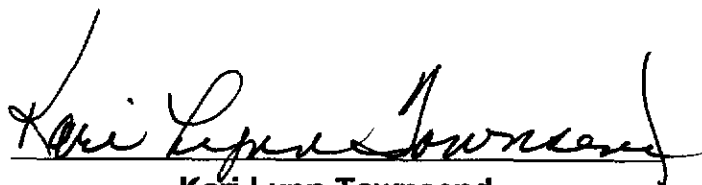
JUL 10 2002

CERTIFICATE OF SERVICE

I hereby certify that on April 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 63-31311

FALL CREEK OF IDAHO INC
C/O JIM OR SUE PATCHIN
6633 OVERLAND RD
BOISE ID 83709

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

Kari Lynn Townsend
Secretary

MICROFILMED

JUL 10 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.

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 4/15/02

No. 63-31311 Name: Fall Cr. of Id Corp. Officers ✓ Ad ok ✓ Govt Lots

AREA OF CONCERN: No/Yes TV Moratorium _____ GWMA _____ ~~TRUST~~ NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 5/01/2007

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (61) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106

DOMESTIC

Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
- 070-071-075 (no parks/common areas)
> 1 in restricted area - WB5
In separate or none allowed - 065-104
GW w/irrigation from SW evident - W03 (2500 gpd - meets domestic def
Moratorium approvable i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS

WB zone 153-235 ft.

COMMENTS

C/hotel.

January 2001

COMMENT
LETTERSIDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEETINITIAL REVIEW BY: DAN DATE: 11-6-2001 APPLICATION: 63-31311REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use) APR 12 2002
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water: Department of Water Resources
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

RECEIVED

Gov't. Lots:

NO P/D
NO P/UYes ADVERTISE REMARK(S)

(Reviewer identify which remarks)

ADDITIONAL INFORMATION

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion. 63-19526 OVERLAPS P/D & P/U, BUT IS USED FOR OTHER USES ASSOCIATED WITH THE HOTEL. THE HOTEL WAS NOT INCLUDED IN ORIGINAL AS RECOMMENDATION BECAUSE IT WAS NOT BUILT UNTIL 1990.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium: USE CONSIDERED NON-CONSUMPTIVE.
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
- ☐ immediate = acceptable plan required and submitted.
- ☐ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

PROCESSING

APP. NO.

3-31311

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☒ ☐ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☒ ☐ U.S. Forest Service
☐ ☒ Water Dist. #
☐ ☒ Water Planning Bureau
☐ ☒ Other

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:

☐ ☒ Final date for protest 4-9-02

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District #

☒ ☐ Special conditions of approval or cover letter:

STANDARD CONDITIONS - 2500 gallon per day limitation
IN-HOUSE USE ONLY.
See Below

See below for additional information

Recommended Date or Priority 8-17-2001

Recommended by: Daniel A. Nelson Date: 4-11-02

ADDITIONAL INFORMATION:

I do have concerns over
the combination of this right
with water right 63-19526,
but I can't find a reason not
to process.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR

BALLPOINT PEN

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

AUG 14 1990

1. WELL OWNER Name <u>Fall Creek Lodge</u> Address <u>910 Rocky Bay Stage, Mt. Home, ID 83647</u> Owner's Permit No. <u>63-96-2-156</u>		7. WATER LEVEL Department of Water Resources Western Regional Office Static water level <u>80</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF. Quality _____ Describe artesian or temperature zones below																																																																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>60</u></td><td></td><td><u>1</u></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>60</u>		<u>1</u>																																																																																						
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th rowspan="2">Water Yes No</th></tr><tr><th>From</th><th>To</th></tr></thead><tbody><tr><td>8"</td><td>0</td><td>179</td><td>Sandy Gravel</td><td></td></tr><tr><td>8"</td><td>117</td><td>117</td><td>Granite Pink</td><td></td></tr><tr><td>6"</td><td>117</td><td>131</td><td>Granite Pink</td><td></td></tr><tr><td></td><td>131</td><td>140</td><td>Black & white Granite</td><td></td></tr><tr><td></td><td>140</td><td>153</td><td>Green Granite</td><td></td></tr><tr><td></td><td>153</td><td>155</td><td>Pink Granite</td><td>X</td></tr><tr><td></td><td>155</td><td>160</td><td>Green Granite</td><td></td></tr><tr><td></td><td>160</td><td>170</td><td>Black & white Granite</td><td></td></tr><tr><td></td><td>170</td><td>177</td><td>Green Granite</td><td></td></tr><tr><td></td><td>177</td><td>177</td><td>Pink Granite</td><td>X</td></tr><tr><td></td><td>177</td><td>180</td><td>Green Granite</td><td></td></tr><tr><td></td><td>180</td><td>186</td><td>Pink & white Granite</td><td>X</td></tr><tr><td></td><td>186</td><td>205</td><td>White Granite</td><td></td></tr><tr><td></td><td>205</td><td>208</td><td>Green Granite</td><td></td></tr><tr><td></td><td>208</td><td>217</td><td>Black & white Granite</td><td></td></tr><tr><td></td><td>217</td><td>226</td><td>Pink & white</td><td>X</td></tr><tr><td></td><td>226</td><td>235</td><td>Black & white Granite</td><td></td></tr></tbody></table>		Bore Diam.	Depth		Material	Water Yes No	From	To	8"	0	179	Sandy Gravel		8"	117	117	Granite Pink		6"	117	131	Granite Pink			131	140	Black & white Granite			140	153	Green Granite			153	155	Pink Granite	X		155	160	Green Granite			160	170	Black & white Granite			170	177	Green Granite			177	177	Pink Granite	X		177	180	Green Granite			180	186	Pink & white Granite	X		186	205	White Granite			205	208	Green Granite			208	217	Black & white Granite			217	226	Pink & white	X		226	235	Black & white Granite	
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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>2.50</u> inches</td><td><u>6 3/4</u> inches</td><td><u>2</u> feet</td><td><u>125</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port _____				Thickness	Diameter	From	To	<u>2.50</u> inches	<u>6 3/4</u> inches	<u>2</u> feet	<u>125</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																																																																
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. N W E County <u>Elmore</u> Subdivision Name _____ Lot No. _____ Block No. _____ N.W. 1/4 NE 1/4 Sec. 16, T. 1 N. R. 9 E.M.		10. Work started <u>7-30-90</u> finished <u>8-3-90</u> FILED																																																																																													
		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Hickston Drilling</u> Firm No. <u>35</u> Address <u>Mt. Home, ID</u> Date <u>8/9/90</u> Signed by (Firm) Official <u>[Signature]</u> and (Operator) <u>Dan J. Walker</u>																																																																																													

NOTICE

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

63-31311

FALL CREEK OF IDAHO INC.
C/O JIM OR SUE PATCHIN
6633 OVERLAND RD
BOISE ID 83709

Point(s) of Diversion SWNE S16
T01N R09E ELMORE County
Source GROUND WATER
Use: COMMERCIAL 01/01 To 12/31
0.04 CFS

Use: DOMESTIC
Total Diversion: 0.04 CFS
Date Filed: 08/17/2001
Place Of Use: DOMESTIC

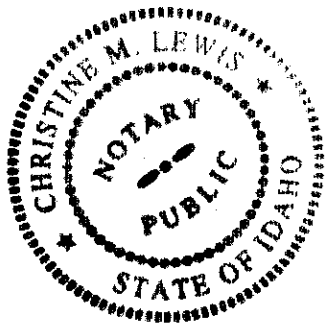
~~T01N R09E S16 SWNE~~

Remark: Commercial use is for 11 hotel rooms and showers limited to 2500 gallons per day. Water bearing zone to be appropriated is from 153 to 235 feet.

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

Any protest against the proposed change must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/08/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
First Publication: March 20, 2002.
Last Publication: March 27, 2002.



AFFIDAVIT OF PUBLICATION

County of Elmore } ss.
STATE OF IDAHO }

I Coleen W. Swenson, do solemnly swear that I am the publisher, of the:

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week, in Mountain Home, Idaho, that the notice attached hereto and which is a part of publication thereof, was published in said newspaper for 78 consecutive weeks, the first publication having been made on the 20 day of March, 2002, and the last publication having been made on the 27 day of March, 2002; every Wednesday issue of the paper during the period and time of publication and that the notice was published in the paper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during the period of 78 consecutive weeks prior to the first publication of the attached notice.

Subscribed and sworn to me this 27 day of March, 2002.

Notary Public

Residing in Mountain Home, Elmore County, Idaho.

My commission expires 09-25-2006

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MAR 10 2002

RECEIVED

MAR 29 2002

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 13, 2002

Legal Notice Department
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME ID 83647

RE: Transfer No. 69725
Water Right No(s).61-10381
: Transfer No. 69743
Water Right No(s).61-11926
Application for Permit No. 63-31311
Application for Permit No. 61-11973

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 04/08/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

APR 10 2002

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Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 04/08/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Mountain Home News on March 20 and 28, 2002.

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JUL 10 2002