**Docket Number: 181**

**JH AIRPORT #1 WELL (PERMIT UW-200654) ENL. JH AIRPORT #1 WELL (PERMIT UW-203287)**

**Preliminary Docket Information**

# DOCKET INFORMATION

**Docket #:** 181 **Type** (PC, APP, RIP, ERR, PWR, GW, ACQ): APP

**Docket Title:** JH Airport #1 Well (Permit UW-200654) Enl. JH Airport #1 Well (Permit UW-203287)

**Park Unit:** GRTE **Region:** IMR

**State:** WY **County:** Teton

**Source:** Groundwater ☒ Surface Water ☐ **Source Name:**

**POD Name / Location:** NE1/4, SW1/4, Sec 14, T42N, R116W

**POU Name / Location:**

| | | | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Township | Range | Section | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 42N | 116W | 11 | X | X | X | X | | | | X | X | | | X | | X | X | |
| 42N | 116W | 14 | | X | | | X | X | X | X | X | X | X | X | | | | |
| 42N | 116W | 15 | | | | X | | | | | | | | | | | | |
| 42N | 116W | 23 | | | | | | X | | | | | | | | | | |

**Quantity:** 750 gpm (include units - gpm, af/yr, etc)

**Use(s):** Miscellaneous: potable, sanitary, culinary and associated uses at airport terminal (includes passenger & administrative areas) & an office building, lawn/landscape watering, fire protection/suppression via hydrants and interior building fire sprinkler systems

**Permit #:** UW 200654 **Priority Date:** 7/10/2013

**License / Certificate #:** UW07669 **Date Issued:** 5/23/2018

**Permit #:** UW 203287 **Priority Date:** 12/17/2014

**License / Certificate #:** UW07670 **Date Issued:** 5/23/2018

**Owner:** USDI National Park Service & Jackson Hole Airport Board

**Narrative / Remarks:** (e.g. priority, source, etc)

Jackson Hole Airport is located on National Park Service land. The airport is operated by Jackson Hole Airport Board under a lease agreement. In adherence to Wyoming water law the water right is co-owned by the landowner and the lessee. Permit UW 203287 is an enlargement of permit UW 200654 to increase the authorized amount of water use.

| Wyoming e-Permit Data | | |
|---|---|---|
| **WR Number** | P200654.0W | P203287.0W |
| **SummaryWRStatus** | Incomplete | Incomplete |
| **PriorityDate** | 07/10/2013 | 12/17/2014 |
| **Company** | JACKSON HOLE AIRPORT BOARD | JACKSON HOLE AIRPORT BOARD |
| **FacilityName** | JACKSON HOLE AIRPORT #1 WELL | ENLARGEMENT JACKSON HOLE AIRPORT #1 WELL |
| **Uses** | MIS | MIS |
| **Twn** | 042N | 042N |
| **Rng** | 116W | 116W |
| **Sec** | 14 | 14 |
| **Qtr-Qtr** | NE1/4SW1/4 | NE1/4SW1/4 |
| **Total Flow(CFS)/ Appropriation(GPM)** | 180 | 570 |
| **Total depth (Ft)** | 167 | |
| **StaticWaterLevel (Ft)** | 47 | |
| **Well Log(Y/N)** | N | |
| **DepthOfPump** | 150 | |
| **Facility type** | Well | Well |
| **Longitude** | -110.73617 | -110.73617 |
| **Latitude** | 43.6025 | 43.6025 |
| **Chemical Analysis(Y/N)** | N | |

**Compiled by:** J. Chafey **Date:** 5/30/2024
**National Park Service**
**Water Resources Division, Water Rights Branch**
**1201 Oakridge Drive, Suite 250**
**Fort Collins, Colorado 80525**

**Print**

## Permit Summary

### Instrument: WELLS AND SPRINGS

| | | | |
|---|---|---|---|
| Facility Name: | ENLARGEMENT JACI | Water Right Status: | INCOMPLETE |
| Application Number: | UW5-21272 | Date Accepted for Processing: | 12/17/2014 |
| Temporary File Number: | 43-1-528W | Priority Date: | 12/17/2014 |
| Permit Number: | P203287.0W | Division: | 4 District: 16 |
| Proof Number: | | SC Original Expiration Date: | |
| Docket Number: | | SC Extended Expiration Date: | |
| Order Number: | | SC Actual Date: | |
| Certificate Record Number: | | BU Original Expiration Date: | |
| Auto Cancellation Date: | | BU Extended Expiration Date: | |
| Extended Auto Cancellation Date: | | BU Actual Date: | 04/30/2014 |
| Last Modified By: | ePermitSU | Last Modified Date: | 01/21/2015 |
| Created By: | KELLEY CALHOUN | | |

### General Info

| Type Of Diversion | Supply Type | Special Cases |
|---|---|---|
| Well, Production Well | Original Supply | Existing Facility, Enlargement - Yield, Enlargement - Expanded Use, Enlargement - Additional Point(s) of Use |
| Appropriation Amount : | 570.000 GPM | |

| Prefix | Water Right Number | Suffix |
|---|---|---|
| P | 200654.0 | W |

### Appropriator(s)

| Appropriator | Last Name | First Name | Company | City | State |
|---|---|---|---|---|---|
| Applicant | | | JACKSON HOLE AIRPORT BOARD | JACKSON | Wyoming |

### Agent

| Last Name | First Name | Company | City | State | Contact Number |
|---|---|---|---|---|---|
| PAOLUCCI-RICE | FRANCESCA | JORGENSEN ASSOCIATES PC | JACKSON | Wyoming | 307-733-5150 |

## Beneficial Uses

| | |
|---|---|
| Beneficial Uses: | Miscellaneous-- Ground Water(Fire Protection), Miscellaneous-- Ground Water(Large scale landscape/lawn watering greater than 1), Miscellaneous-- Ground Water(Potable & Sanitary Supply for churches, schools, m) |

## Water Right POD

| Principal Meridian | Township | Range | Section | Quarter | Qtr-Qtr | SurveyType | Number | Primary POD |
|---|---|---|---|---|---|---|---|---|
| 06 | 042N | 116W | 14 | SW | NESW | Aliquot Parts | | Y |

## Water Right POU

| Principal Meridian | Township | Range | Section | Quarter | Q-Q | WR Status | Acres | Use | Sub Use | Supply Ty |
|---|---|---|---|---|---|---|---|---|---|---|
| 06 | 042N | 116W | 11 | NE | All | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 11 | NW | SENW | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 11 | SE | NWSE | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 11 | SE | SWSE | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 11 | SW | NESW | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 11 | SW | SESW | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 14 | NE | NWNE | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 14 | NW | All | | 0.000 | Miscellaneous -- Ground Water | Fire Protection | ENLARGEM |
| 06 | 042N | 116W | 14 | NW | SENW | | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, schools, mobile home parks, campgrounds motels, businesses, etc. | ENLARGEM |
| 06 | 042N | 116W | 14 | NW | SENW | | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for | ENLARGEM |

churches, schools, mobile home parks, campgrounds motels, businesses, etc.

1 2

| Supply Type | Acres |
|---|---|
| | 0.000 |

Total acres irrigated: 0.000

## Construction

## Pump/Flow

| Manufacture Name | Horse Power (Hp) | Pump Setting (feet) | Pumped Amount (gpm) | Total Volumetric Quantity | Total Volumetric Quantity (Units) | Artesian Flow (gpm) |
|---|---|---|---|---|---|---|

## Well Log/Water Quality

## Comments

| Created Date | Comment Details | Created by |
|---|---|---|
| 1/16/2015 4:25:07 PM | Changed Endorsement from Enlargement to Existing Enlargement and added indication that Enl. is existing to General Info. | johnharju |
| 1/16/2015 3:20:59 PM | 1/16/15 - Revised POUs and descriptions for POUs to encompass what the additional yield is used for vs the total yield. Modified BU to include uses that need to be covered by the additional yield vs total yield. | mmalessa |
| 1/12/2015 3:20:30 PM | POUs - Added all POUs needed, added descriptions what water is used for, changed survey system to Dep. R.S. per BLM plats. | mmalessa |
| 1/12/2015 3:17:20 PM | BU - Removed lawn/landscape watering as a sub use, the qtr-qtr requested on the application is already permitted under Permit 200654. | mmalessa |
| 1/12/2015 3:14:22 PM | Well Loc. - Changed GPS coordinates to coordinates indicated on UW6 of original permit. Changed survey system to Dep. R.S. per BLM plats. | mmalessa |

1

## Documents

| Document Type | Document Name | Document Date | Document Created by | Document Uploaded by | Uploaded Date | View |
|---|---|---|---|---|---|---|
| + Application | | | | | | |
| + Letter | | | | | | |
| + Notice | | | | | | |

+ **Ownership**

+ **Permit**

## Remarks

| Remark Notes | Remarks Response |
|---|---|
| Please describe any unusual circumstance in the Remarks section. | |
| Please completely describe the miscellaneous use, particularly the specific use of water and the proposed method for water regulation and administration of the system. | This is a southern most well of the three wells in front of (i.e. on the east side of) the terminal building. See Remarks Continuation Sheet also. |

## Appropriation for Ground Water

Appropriation Amount (GPM) 570.00

## Related Transactions

| Instrument Type | Instrument Name | Instrument Code | WR Number Type | WR Number |
|---|---|---|---|---|
| Application | Wells and Springs | UW5 | Permit | P203287.0W |
| Notice | Proof of Appropriation and Beneficial Use of Ground Water | UW8 | Permit | P203287.0W |

**Print**

## Permit Summary

### Instrument: WELLS AND SPRINGS

| | | | |
|---|---|---|---|
| Facility Name: | JACKSON HOLE AIR | Water Right Status: | INCOMPLETE |
| Application Number: | UW5-18090 | Date Accepted for Processing: | 07/10/2013 |
| Temporary File Number: | 43-6-262W | Priority Date: | 07/10/2013 |
| Permit Number: | P200654.0W | Division: | 4 District: 16 |
| Proof Number: | | | |
| Docket Number: | | SC Original Expiration Date: | 12/31/2014 |
| Order Number: | | SC Extended Expiration Date: | |
| Certificate Record Number: | | SC Actual Date: | 03/29/2014 |
| Auto Cancellation Date: | | BU Original Expiration Date: | 12/31/2014 |
| Extended Auto Cancellation Date: | | BU Extended Expiration Date: | |
| Last Modified By: | ePermitSU | BU Actual Date: | 04/30/2014 |
| Created By: | SHERI CULVER | Last Modified Date: | 02/17/2015 |

### General Info

| Type Of Diversion | Supply Type | Special Cases |
|---|---|---|
| Well, Production Well | Original Supply | |
| Appropriation Amount : | 180.000 GPM | |

| Prefix | Water Right Number | Suffix |
|---|---|---|

### Appropriator(s)

| Appropriator | Last Name | First Name | Company | City | State |
|---|---|---|---|---|---|
| Applicant | | | JACKSON HOLE AIRPORT BOARD | JACKSON | Wyoming |

### Agent

| Last Name | First Name | Company | City | State | Contact Number |
|---|---|---|---|---|---|
| | | JORGENSEN ASSOCIATES | JACKSON | Wyoming | 307-733-5150 |

### Beneficial Uses

Beneficial Uses:

Miscellaneous-- Ground Water(Large scale landscape/lawn watering greater than 1),
Miscellaneous-- Ground Water(Potable & Sanitary Supply for churches, schools, m)

## Water Right POD

| Principal Meridian | Township | Range | Section | Quarter | Qtr-Qtr | SurveyType | Number | Primary POD |
|---|---|---|---|---|---|---|---|---|
| 06 | 042N | 116W | 14 | SW | NESW | Aliquot Parts | | Y |

## Water Right POU

| Principal Meridian | Township | Range | Section | Quarter | Q-Q | WR Status | Acres | Use | Sub Use | S. |
|---|---|---|---|---|---|---|---|---|---|---|
| 06 | 042N | 116W | 14 | NW | SENW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, schools, mobile home parks, campgrounds motels, businesses, etc. | OR |
| 06 | 042N | 116W | 14 | NW | SENW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Large scale landscape/lawn watering greater than 1 acre (golf courses, cemeteries, recreation areas [parks], etc.) | OR |
| 06 | 042N | 116W | 14 | SW | NESW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, schools, mobile home parks, campgrounds motels, businesses, etc. | OR |
| 06 | 042N | 116W | 14 | SW | NESW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Large scale landscape/lawn watering greater than 1 acre (golf courses, cemeteries, recreation areas [parks], etc.) | OR |
| 06 | 042N | 116W | 14 | SW | NWSW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, | OR |

| | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | schools, mobile home parks, campgrounds motels, businesses, etc. | |
| 06 | 042N | 116W | 14 | SW | SESW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Large scale landscape/lawn watering greater than 1 acre (golf courses, cemeteries, recreation areas [parks], etc.) | OR |
| 06 | 042N | 116W | 14 | SW | SESW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, schools, mobile home parks, campgrounds motels, businesses, etc. | OR |
| 06 | 042N | 116W | 14 | SW | SWSW | INCOMPLETE | 0.000 | Miscellaneous -- Ground Water | Potable & Sanitary Supply for churches, schools, mobile home parks, campgrounds motels, businesses, etc. | OR |

1

| Supply Type | Acres |
|---|---|
| Original | 0.000 |
| Total acres irrigated: | 0.000 |

## Construction

| Diversion Type | Contruction Type | Construction Description | Total Depth (feet) | Casing Height (feet) | static water level (feet) |
|---|---|---|---|---|---|
| GW | Drl | Rotary Air | 167.00 | 2.00 | 47.00 |

## Pump/Flow

## Well Log/Water Quality

| Total Depth (feet) | Well Diameter (inches) | WaterBearing Formation (feet) | WaterBearing Formation Top (feet) | WaterBearing Formation Bottom (feet) | Water Quality |
|---|---|---|---|---|---|
| 167.00 | 12.25 | 47.00 | 65.00 | 167.00 | Good |

## Comments

## Documents

| Document Type | Document Name | Document Date | Document Created by | Document Uploaded by | Uploaded Date | View |
|---|---|---|---|---|---|---|
| + **Application** | | | | | | |
| + **Correspondence** | | | | | | |
| + **Expiration Letter** | | | | | | |
| + **Letter** | | | | | | |
| + **Notice** | | | | | | |
| + **Ownership** | | | | | | |
| + **Permit** | | | | | | |
| + **Petition** | | | | | | |
| + **Request** | | | | | | |

## Remarks

| Remark Notes | Remarks Response |
|---|---|
| Please describe any unusual circumstance in the Remarks section. | See Remarks Continuation Sheet This well may not be constructed in compliance with the Water Well Minimum Construction Standards (2010). LB Enlarged by Permit No. U.W. 203287. Landscape watering Point of Use located in the NWSW and SWSW of Section 14, Township 42N, Range 116W has been removed per request rec'd 12-17-2014 from Jorgensen Associates, PC |
| Please describe any unusual circumstance in the Remarks section. | See Remarks Continuation Sheet This well may not be constructed in compliance with the Water Well Minimum Construction Standards (2010). LB Enlarged by Permit No. U.W. 203287. Landscape watering Point of Use located in the NWSW and SWSW of Section 14, Township 42N, Range 116W has been removed per request rec'd 12-17-2014 from Jorgensen Associates, PC |
| Please completely describe the miscellaneous use, particularly the specific use of water and the proposed method for water regulation and administration of the system. | The Jackson Hole Airport #1 Well will supply water for portable, culinary, sanitary, landscape watering, and other associated uses at the Jackson Hole Airport Terminal. Water from this well will be co-mingled with water from the Jackson Hole Airport #2 Well for which a permit application is being submitted contemporaneously. The terminal is currently supplied by the Terminal No. 1 Well, under Permit U.W. 76409 and its enlargement Permit No. U.W. 86871. Because of a proposed airport terminal expansion, the Terminal No. 1 Well will no longer be operable; therefore, when the Jackson Hole Airport #1 and #2 Wells are completed, the rights under the Permits U.W. 76409 and U.W. 86871 will be voluntarily abandoned and the wells plugged and capped. |

## Appropriation for Ground Water

Appropriation Amount (GPM) 180.00

## Related Transactions

| Instrument Type | Instrument Name | Instrument Code | WR Number Type | WR Number |
|---|---|---|---|---|
| Application | Wells and Springs | UW5 | Permit | P200654.0W |
| Notice | Statement of Completion and Description of Well or Spring | UW6 | Permit | P200654.0W |
| Notice | Proof of Appropriation and Beneficial Use of Ground Water | UW8 | Permit | P200654.0W |

02 STATE

Grand Teton National Park

JH AIRPORT #1 WELL (PERMIT UW-200654) ENL. JH AIRPORT #1 WELL (PERMIT UW-203287)

State Water Rights Documentation

THE STATE OF WYOMING

MATTHEW H. MEAD
GOVERNOR

PATRICK T. TYRRELL
STATE ENGINEER

# Board of Control

1W, HERSCHLER BUILDING
CHEYENNE, WYOMING 82002

TELEPHONE NO. (307) 777-6178

CHERYL TIMM
ADJUDICATION OFFICER

BRIAN PUGSLEY, SUPERINTENDENT
WATER DIVISION NO. 1
DAVID SCHROEDER, SUPERINTENDENT
WATER DIVISION NO. 2
LOREN SMITH, SUPERINTENDENT
WATER DIVISION NO. 3
KEVIN PAYNE, SUPERINTENDENT
WATER DIVISION NO. 4

July 9, 2018

USDI National Park Service
1201 Oakridge Drive, Suite 250
Fort Collins, CO 80525

RE: Certificate Record Book No. 23, Page(s) 111

Dear Appropriator(s):

This is to advise you that your proof(s) of appropriation was/were approved by the State Board of Control. The following listed final Certificate(s) of Appropriation of Water or Ground Water and/or Certificate(s) of Construction of Reservoir are being sent to the County Clerk for recording purposes:

| Permit No. | Facility | Amount Appropriated |
|---|---|---|
| 200654 U.W. | Jackson Hole Airport #1 Well | 180 gpm |

Final Certificates of Appropriation are valuable insofar as your water rights are concerned and they should, therefore, be carefully preserved. If you need copies of them, they may be obtained either from the County Clerk or from this office.

When the County Clerk has recorded your certificate(s) he/she will forward the same to you.

The original certificate(s) for this/these appropriation(s) will be forwarded to the first appropriator named on the certificate after the County Clerk has processed it.

Yours truly,

Cheryl Timm

Cheryl Timm
Adjudication Officer

CT/tm

# THE STATE OF WYOMING

## Certificate of Appropriation of Ground Water

Proof No. UW07669
CR UW - 23, Page 111
Water Division No. 4, District No. 16

| | |
|---|---|
| Released | |
| Indexed | ✓ |
| Abstracted | ✓ |
| Scanned | |

WHEREAS, USDI NATIONAL PARK SERVICE has/have presented to the Board of Control of the State of Wyoming proof of the appropriation of ground water from the JACKSON HOLE AIRPORT #1 WELL located in the NE1/4SW1/4 of Section 14, T.042N., R.116W., Original Survey, under Permit No. P200654.0W for Miscellaneous use here in described, lying and being in Teton County, Wyoming.

NOW KNOW YE that the State Board of Control, under the provisions of the Statutes of Wyoming, has by an order duly made on May 23, 2018, and entered on May 30, 2018 in Order Record 100 Page 260, determined and established the priority and amount of such appropriation as follows:

Name and Address of Appropriator(s): USDI NATIONAL PARK SERVICE, 1201 OAKRIDGE DRIVE SUITE 250, FORT COLLINS, CO, US, 80525.
Date of Appropriation (Priority) July 10, 2013;
Amount of Appropriation 180.00 gallons per minute.

**DESCRIPTION OF LAND FOR WHICH THIS APPROPRIATION IS DETERMINED AND ESTABLISHED**

| | | | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| TWP | RNG | SEC | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | TOTAL |
| | | | Water from this well is used for miscellaneous purposes (potable, sanitary, culinary, and associated uses at the Jackson Hole Airport Terminal (which includes Passenger & Administrative Area), and lawn/landscape watering at the Jackson Hole Airport) at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | X | X | | | | | | | | |

The right to water hereby confirmed and established is limited to Miscellaneous use and the use is restricted to the place where acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I Patrick T. Tyrrell, President of the State Board of Control, have hereunto set my hand on May 30, 2018 and caused the seal of said Board to be hereunto affixed.

CR Comments: See proof for all commingling wells.

Attest: Cheryl Timm
Ex-officio Secretary

Patrick T. Tyrrell
President.

GRANTOR: STATE BOARD OF CONTROL
GRANTEE: USDI NATIONAL PARK SERVICE
Doc 0953944 Filed At 12:02 ON 08/02/18
Sherry L. Daigle Teton County Clerk fees: 12.00
By Mary Smith Deputy

THE STATE OF WYOMING

MATTHEW H. MEAD
GOVERNOR

PATRICK T. TYRRELL
STATE ENGINEER

# Board of Control

1W. HERSCHLER BUILDING
CHEYENNE, WYOMING 82002

TELEPHONE NO. (307) 777-6178

CHERYL TIMM
ADJUDICATION OFFICER

BRIAN PUGSLEY, SUPERINTENDENT
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WATER DIVISION NO. 2
LOREN SMITH, SUPERINTENDENT
WATER DIVISION NO. 3
KEVIN PAYNE, SUPERINTENDENT
WATER DIVISION NO. 4

July 9, 2018

USDI National Park Service
1201 Oakridge Drive, Suite 250
Fort Collins, CO 80525

RE: Certificate Record Book No. 23, Page(s) 112

Dear Appropriator(s):

This is to advise you that your proof(s) of appropriation was/were approved by the State Board of Control. The following listed final Certificate(s) of Appropriation of Water or Ground Water and/or Certificate(s) of Construction of Reservoir are being sent to the County Clerk for recording purposes:

| Permit No. | Facility | Amount Appropriated |
|---|---|---|
| 203287 U.W. | Enl. Jackson Hole Airport #1 Well | 570 gpm |

Final Certificates of Appropriation are valuable insofar as your water rights are concerned and they should, therefore, be carefully preserved. If you need copies of them, they may be obtained either from the County Clerk or from this office.

When the County Clerk has recorded your certificate(s) he/she will forward the same to you.

The original certificate(s) for this/these appropriation(s) will be forwarded to the first appropriator named on the certificate after the County Clerk has processed it.

Yours truly,

Cheryl Timm

Cheryl Timm
Adjudication Officer

CT/tm

# THE STATE OF WYOMING

**Certificate of Appropriation of Ground Water**

Proof No. UW07670
CR UW - 23, Page 112
Water Division No. 4, District No. 16

| | |
|---|---|
| Released | |
| Indexed | ✓ |
| Abstracted | ✓ |
| Scanned | ✓ |

WHEREAS, USDI NATIONAL PARK SERVICE has/have presented to the Board of Control of the State of Wyoming proof of the appropriation of ground water from the ENL. JACKSON HOLE AIRPORT #1 WELL located in the NE1/4SW1/4 of Section 14, T.042N., R.116W., Original Survey, under Permit No. P203287.0W for Miscellaneous use here in described, lying and being in Teton County, Wyoming.

NOW KNOW YE that the State Board of Control, under the provisions of the Statutes of Wyoming, has by an order duly made on May 23, 2018, and entered on May 30, 2018 in Order Record 100 Page 260, determined and established the priority and amount of such appropriation as follows:

Name and Address of Appropriator(s): USDI NATIONAL PARK SERVICE, 1201 OAKRIDGE DRIVE SUITE 250, FORT COLLINS, CO, US, 80525.
Date of Appropriation (Priority) December 17, 2014;
Amount of Appropriation 570.00 gallons per minute.

**DESCRIPTION OF LAND FOR WHICH THIS APPROPRIATION IS DETERMINED AND ESTABLISHED**

| TWP | RNG | SEC | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | TOTAL |
| | | | Water from this well is used for miscellaneous purposes (fire protection/suppression via hydrants and interior building fire sprinkler systems at the Jackson Hole Airport) at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 11 | X | X | X | X | | | | X | X | | | X | | X | X | | |
| 042N | 116W | 14 | | X | | | X | X | X | X | X | X | X | X | | | | | |
| 042N | 116W | 15 | | | | X | | | | | | | | | | | | | |
| 042N | 116W | 23 | | | | | | X | | | | | | | | | | | |
| | | | Water from this well is used for miscellaneous purposes (potable, sanitary, culinary, and associated uses at an Office building) at the following point of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | X | | | | | | | | | |
| | | | Water from this well is used for miscellaneous purposes (produced on an instantaneous basis for potable, sanitary, culinary, and associated uses at the Jackson Hole Airport Terminal and lawn/landscape watering at the Jackson Hole Airport) at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | X | X | | | | | | | | |

The right to water hereby confirmed and established is limited to Miscellaneous use and the use is restricted to the place where acquired and to the purpose for which acquired.

IN TESTIMONY WHEREOF, I Patrick T. Tyrrell, President of the State Board of Control, have hereunto set my hand on May 30, 2018 and caused the seal of said Board to be hereunto affixed.

CR Comments: This enlargement is for expanded use, additional points of use and yield only. See proof for all commingling wells.

Attest: Cheryl Timm
Ex-officio Secretary

Patrick T. Tyrrell
President.

GRANTOR: STATE BOARD OF CONTROL
GRANTEE: USDI NATIONAL PARK SERVICE
Doc 0953945 Filed At 12:02 ON 08/02/18
Sherry L. Daigle Teton County Clerk fees: 22.00
By Mary Smith Deputy

05-23-2018: Certificate of Appropriation of Ground Water

04-20-2017: To: Wyoming State Engineer's Office, From: NPS Water Resources Division, Subject: Signed and Notarized Proofs of Appropriation and Beneficial Use

April 20, 2017

Ground Water Proofs
State Engineer's Office
Herschler Building, 1-W
Cheyenne, Wyoming 82002

Re: Permit No. U.W. 131351, U.W. 200654, U.W. 200655, U.W. 200656, U.W. 201234, U.W. 203287, U.W. 203288, U.W. 203289, and U.W. 205149

Dear George,

Pursuant to our conversation and pursuant to your letter dated March 31, 2017, please find enclosed the signed and notarized Proofs of Appropriation and Beneficial Use of Ground Water for the above-captioned permits.

I have contacted Francesca Paolucci-Rice, who has been acting for the Jackson Hole Airport Authority in obtaining these rights, and explained to her that the rights will be in the name of the National Park Service pursuant to Wyoming law. I will let her know that we have provided the signed proofs to you, and she will then provide, from the Airport Authority, the adjudication fee of $270 under separate cover.

If you have additional questions or concerns, please contact me at (970) 225-3526 or at eric_lord@nps.gov.

Thank you,

Eric Lord
Water Rights Specialist
Water Resources Division
National Park Service

Enclosures (9)

# State Engineer's Office

MATTHEW H. MEAD
GOVERNOR

HERSCHLER BUILDING, 1-W CHEYENNE, WYOMING 82002
(307) 777-7354

PATRICK T. TYRRELL
STATE ENGINEER

March 31, 2017

National Park Service
Attn: Eric Lord
1201 Oakridge Drive, Suite 250
Fort Collins, CO 80525

Re: Permit No. U.W. 131351, U.W. 200654, U.W. 200655, U.W. 200656, U.W. 201234, U.W. 203287, U.W. 203288, U.W. 203289, and U.W. 205149

Dear Appropriator:

On August 9, 2016, Wyoming State Engineer's Office staff conducted a field inspection for the purpose of adjudication, or finalization, of the water rights referenced above. Enclosed, please find the Proof of Appropriation and Beneficial Use of Ground Water -- Part III forms reflecting personal observations as they relate to the permitted use of water.

These forms must be signed before a Notary Public and returned to our office with a $30.00 adjudication fee per proof, **$270.00 total**, made payable to the **WYOMING BOARD OF CONTROL**. Please send the completed form and required payment to the following address:

Ground Water Proofs
State Engineer's Office
Herschler Building, 1-W
Cheyenne, WY 82002

Following publication, the proof will be submitted to the State Board of Control, which will issue a CERTIFICATE OF APPROPRIATION, finalizing the water rights.

If you have further questions, please contact me at george.moser@wyo.gov or 307-777-2974.

Thank you,

George Moser
Ground Water Division

# PROOF OF APPROPRIATION AND BENEFICIAL USE OF GROUND WATER

PART III

WATER DIVISION 4 DIST. 16
Permit NO. U.W. 203287
NAME OF WELL Enl. Jackson Hole Airport #1 Well
(Enl. for expanded use, additional POU, & yield)

COUNTY Teton
U.W. DISTRICT None
DATE OF PRIORITY December 17, 2014
LOCATION NE¼ SW¼
SECTION 14 T. 42 N., R. 116 W.
43° 36'9.0", -110° 44' 10.1"

Name of Claimant United States Department of the Interior – National Park Service
Address 1201 Oakridge Drive, Suite 250
City Fort Collins State CO Zip Code 80525

What documentary evidence is attached showing your ownership or control of the following lands? Federal

**AMOUNT TO BE APPROPRIATED:** 570 (this enl.) **G.P.M.**

Use (s): Describe fully below. Miscellaneous

## ACREAGE TABULATION AND/OR POINTS OF USE

| Twp | Range | Sec | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | Total |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| | | | The additional water from this well on an **instantaneous basis** is used for potable, sanitary, culinary, and associated uses at the Jackson Hole Airport Terminal and lawn/landscape watering at the Jackson Hole Airport at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116W | 14 | | | | | | | | X | X | Jackson Hole Airport Terminal | | | | | | | |
| 42N | 116W | 14 | | | | | | | | X | X | Lawn/Landscape Watering | | | | | | | |
| | | | Water from this well is used for potable, sanitary, culinary, and associated uses at an Office Building and fire protection/suppression via hydrants and interior building fire sprinkler systems at the Jackson Hole Airport at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116W | 14 | | | | | | | | X | Office Building | | | | | | | | |
| | | | Fire Protection/Suppression | | | | | | | | | | | | | | | | |
| 42N | 116W | 11 | X | X | X | X | | | | X | X | | | X | | X | X | | |
| 42N | 116W | 14 | | X | | | X | X | X | X | X | X | X | X | | | | | |
| 42N | 116W | 15 | | | | X | | | | | | | | | | | | | |
| 42N | 116W | 23 | | | | | | X | | | | | | | | | | | |

Do other wells commingle in this system? [X] Yes [ ] No If yes, describe
Jackson Hole Airport #1 Well, Permit No. U.W. 200654; Jackson Hole Airport #2 Well, Permit No. U.W. 200655; Enl. Jackson Hole Airport #2, Permit No. U.W. 203288; Jackson Hole Airport #3, Permit No. U.W. 200656; Enl. Jackson Hole Airport #3; Permit No. U.W. 203289.

Description of conveyance of water
Underground pipe

Is there anything visible at the well site that indicates the information shown on the Statement of Completion for this well is inaccurate?
[ ] Yes [X] No If Yes, describe: _____

Is there anything visible at the well site concerning the construction or operation of the well that indicates the well does not comply with the State Engineer's Office Water Well Minimum Construction Standards? [ ] Yes [x] No If Yes, describe _____

**SPRINKLER SYSTEMS:** Type _____ Length _____ Make _____

I.D. No. _____ Nozzle size & spacing _____ @ _____ No. of Towers _____

Mainline Size _____ Lateral Lines _____ End Gun _____

System Pressure _____ psi Where Measured? _____

**COMMENTS:** If there is anything about this right which requires further explanation, please detail here:

* Jackson Hole Airport #1, Permit No. U.W. 200654 – 180gpm; Enl. Jackson Hole Airport #1, Permit No. U.W. 203287 – 570gpm = 750 gpm

Do you recommend approval? [ ] Yes [ ] No _____

THE STATE OF ~~WYOMING~~ COLORADO
County of Larimer } SS.

I, Peter A. Fahey do depose and say that I have read the Proof of Appropriation and Beneficial Use of Ground Water and am aware that a field inspection was conducted on the 9th day of August, 20 16 I agree with the findings of said inspection and exceptions as noted above. I further agree to the amendment of existing records to reflect the findings of this inspection.

Peter A. Fahey, Acting Branch Chief
Claimant (If business, give position)
Water Rights Branch, National Park Service
Date April 20, 2017

Inspected by me this
9th day of August, 20 16

George Moser
Representative of State Engineer

The foregoing instrument was acknowledged before me this
20th day of April, 20 17

Witness my hand and official seal.

JOSEPH F CHAFEY
NOTARY PUBLIC - STATE OF COLORADO
Notary Identification #20154014606
My Commission Expires 4/10/2019

Notary Public

My commission expires: 4/10/2019

Proof No. U.W. _____
PROOF OF APPROPRIATION OF _____
No. U.W. _____
Division No. _____ District _____
C.R. U.W. _____ Pg. _____
Order Record _____ P
Adjudication Map No. _____

Filed in the office of the State I
Day of _____
Ex-officio Secretary, State Bo
By _____
Fees Paid $ _____ Rec

# PROOF OF APPROPRIATION AND BENEFICIAL USE OF GROUND WATER

PART III

WATER DIVISION 4 DIST. 16
Permit NO. U.W. 200654
NAME OF WELL Jackson Hole Airport #1 Well

COUNTY Teton
U.W. DISTRICT None
DATE OF PRIORITY July 10, 2013
LOCATION NE¼ SW¼
SECTION 14 T. 42 N., R. 116 W.
43° 36'9.0", -110° 44' 10.1"

Name of Claimant United States Department of the Interior – National Park Service
Address 1201 Oakridge Drive, Suite 250
City Fort Collins State CO Zip Code 80525

What documentary evidence is attached showing your ownership or control of the following lands? Federal

**AMOUNT TO BE APPROPRIATED:** 180 **G.P.M.**

Use (s): Describe fully below. Miscellaneous

## ACREAGE TABULATION AND/OR POINTS OF USE

| Twip | Range | Sec | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | Total |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| | | | Water from this well is used for potable, sanitary, culinary, and associated uses at the Jackson Hole Airport Terminal (which includes Passenger & Administrative Area), and lawn/landscape watering at the Jackson Hole Airport at the following point of use: | | | | | | | | | | | | | | | | |
| 42N | 116W | 14 | | | | | | | | X | X | Jackson Hole Airport Terminal | | | | | | | |
| 42N | 116W | 14 | | | | | | | | X | X | Lawn/Landscape Watering | | | | | | | |

Do other wells commingle in this system? [X] Yes [ ] No If yes, describe
Enl. Jackson Hole Airport #1 Well, Permit No. U.W. 203287; Jackson Hole Airport #2 Well, Permit No. U.W. 200655; Enl. Jackson Hole Airport #2, Permit No. U.W. 203288; Jackson Hole Airport #3, Permit No. U.W. 200656; Enl. Jackson Hole Airport #3; Permit No. U.W. 203289.

Description of conveyance of water
Underground pipe.

Is there anything visible at the well site that indicates the information shown on the Statement of Completion for this well is inaccurate?

[ ] Yes [X] No If Yes, describe: _____

Is there anything visible at the well site concerning the construction or operation of the well that indicates the well does not comply with the State Engineer's Office Water Well Minimum Construction Standards? [ ] Yes [x] No If Yes, describe _____

**SPRINKLER SYSTEMS:** Type _____ Length _____ Make _____

I.D. No. _____ Nozzle size & spacing _____ @ _____ No. of Towers _____

Mainline Size _____ Lateral Lines _____ End Gun _____

System Pressure _____ psi Where Measured? _____

**COMMENTS:** If there is anything about this right which requires further explanation, please detail here:

* Jackson Hole Airport #1, Permit No. U.W. 200654 – 180gpm; Enl. Jackson Hole Airport #1, Permit No. U.W. 203287 – 570gpm = 750 gpm

Do you recommend approval? [ ] Yes [ ] No _____

THE STATE OF ~~WYOMING~~ COLORADO }
County of Larimer } SS.

I, Peter A. Fahey do depose and say that I have read the Proof of Appropriation and Beneficial Use of Ground Water and am aware that a field inspection was conducted on the 9th day of August, 20 16 I agree with the findings of said inspection and exceptions as noted above. I further agree to the amendment of existing records to reflect the findings of this inspection.

Peter A. Fahey, Acting Branch Chief
Claimant (If business, give position)
Water Rights Branch, National Park Service

Date April 20, 2017

Inspected by me this 9th day of August, 20 16

George Moser
Representative of State Engineer

The foregoing instrument was acknowledged before me this 20th day of April, 20 17

Witness my hand and official seal.

JOSEPH F CHAFEY
NOTARY PUBLIC - STATE OF COLORADO
Notary Identification #20154014606
My Commission Expires 4/10/2019

Notary Public

My commission expires: 4/10/2019

Filed in the office of the Sta
Day of
Ex-officio Secretary, State
By
Fees Paid $

Proof No. U.W.
PROOF OF APPROPRIATION
No. U.W.
Division No.
C.R. U.W.
Order Record
Adjudication Map No.

# State Engineer's Office

HERSCHLER BUILDING, 4-E CHEYENNE, WYOMING 82002
(307) 777-7354 FAX (307) 777-5451
http://seo.state.wy.us/

**MATTHEW H. MEAD**
GOVERNOR

**PATRICK T. TYRRELL**
STATE ENGINEER


January 21, 2015

Jackson Hole Airport Board
Po Box 159
Jackson, Wyoming 83001

Dear Applicant:

This is to advise you that the following well filing(s) submitted by you has been made a matter of record in this office.

**PERMIT NUMBER & NAME OF WELL**
**U.W. 203287W - Enl. Jackson Hole Airport #1 Well**

A copy of your permit(s), your statement of completion(s) and your statement of beneficial use are enclosed.

PLEASE NOTE: As per the requirements of the form U.W. 8, a Certificate of Ownership must accompany this form along with an acceptable Map to Accompany Proof of Appropriation and Beneficial Use of Groundwater per Chapter VI , SEO-GW Rules and Regulations Part II Instructions for Maps to Accompany Appropriations and Beneficial Use of GW

Sincerely,

Lisa Lindemann, Administrator
Ground Water Division

12-17-2014 Ch# 41459
$2 5.00 10:30A

FORM U.W. 5
Rev. 9/09
FILING FEE SCHEDULE
ON REVERSE SIDE

# STATE OF WYOMING

OFFICE OF THE STATE ENGINEER
HERSCHLER BLDG., 4-E CHEYENNE, WYOMING 82002
(307) 777-6163

## APPLICATION FOR PERMIT TO APPROPRIATE GROUND WATER

APPLICATION FOR WELLS AND SPRINGS

Note: Only springs flowing 25 gallons per minute or less, where the proposed use is Domestic and/or Stock Watering, will be considered as ground water appropriations.

Temporary Filing No. U.W. 43-1528

FOR OFFICE USE ONLY
PERMIT NO. U.W. 203287
WATER DIVISION NO. 4 DISTRICT 16
U.W. DISTRICT Teton Co.

NOTE: Do not fold this form. Use typewriter or print neatly with black ink.
ALL ITEMS MUST BE COMPLETED BEFORE APPLICATION IS ACCEPTABLE

NAME AND NUMBER OF WELL or SPRING Enlargement Jackson Hole Airport #1 Well
(an enlargement of Permit U.W. 200654 for additional use, areas of use and instantaneous flow)

1. Name of applicant(s) Jackson Hole Airport Board Phone (307) 733-7695

2. Address of applicant(s) P.O. Box 159 (MAILING ADDRESS) Jackson (CITY) WY (STATE) 83001 (ZIP)
Jorgensen Associates, P.C.

3. Name & address of agent to receive correspondence and notices attn: Francesca Paolucci-Rice
P.O. Box 9550 (MAILING ADDRESS) Jackson (CITY) WY 83001 (STATE) (ZIP) Phone (307) 733-5150

4. Use to which the water will be applied

- ☐ Domestic — Use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totaling one acre or less. Number of houses served?____.
- ☐ Stock Watering — Normal livestock use at four tanks or less within one mile of well or spring. Stock-watering pipelines and commercial feedlots are a Miscellaneous use. Number of stock tanks?____.
- ☐ Irrigation — Watering of any lands for agricultural purposes not covered by the definition of domestic use (large-scale lawn watering of golf courses, cemeteries, recreation areas, etc., are Miscellaneous uses).
- ☐ Municipal — Use of water in incorporated Towns and Cities. Note 1: use of water in unincorporated towns, subdivisions, improvement districts, mobile home parks, etc. are Miscellaneous uses. Note 2: a permit may be required by the Wyoming Department of Environmental Quality (WDEQ) if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- ☐ Industrial — Long term use of water for the manufacture of a product or production of oil/gas or other minerals (oil field water flood operations, power plant water supply, etc.). (Describe in REMARKS)
- ☒ Miscellaneous — Any use of water not defined under previous definitions such as stock-watering pipelines, subdivisions, mine dewatering, mineral/oil exploration drilling, potable supplies in office, etc. (Describe in REMARKS). Note: a permit may be required by the WDEQ if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- ☐ Coalbed Methane — Water produced in the production of coal bed methane gas. Note: wells used in the production of coal bed methane gas will require a permit from the Wyoming Oil and Gas Conservation Commission.
- ☐ Monitor, Observation — Note: a WDEQ permit may be required. ☐ Test Well (Describe in REMARKS)

5. Location of the well or spring: (NOTE: Quarter-quarter (40 acre subdivision) MUST be shown. EXAMPLE: SE 1/4 NW 1/4 of Sec. 12, Township 14 North, Range 68 West.) Dep. R.S. per BLM plats MM 1/12/15
Teton County, NE 1/4 SW 1/4 of Sec. 14, T. 42 N., R. 116 W. of the 6th P.M. (W.R.M.), Wyoming. If located in a platted subdivision, also provide Lot/Tract ____ Block ____ of the ____ Subdivision (or Add'n) of ____, Resurvey Location: Tract ____, (or Lot) ____.

6. Estimated depth of the well or spring is 167 ft. Estimated production interval is 80 ft. to 167 ft.
Permit U.W. 200654 - 180 g.p.m.; this Enlargement 570 g.p.m.

7. (a) MAXIMUM instantaneous flow of water to be developed and beneficially used: total -750 gallons per minute.
NOTE: if for Domestic and/or Stock-watering use, this application will be processed for a maximum of 25 gallons per minute. For a spring, after approval of this application, some type of artificial diversion or improvement must be constructed to qualify for a water right.
Permit U.W. 200654 - 15 million gallons

(b) MAXIMUM volumetric quantity of water to be developed and beneficially used per calendar year: this Enlargement - 0 gallons
Circle appropriate units: (Gallons) (Acre Feet) NOTE: A four person family utilizes approximately one (1) acre-foot of water per year or 325,000 gallons.

8. Mark the point(s) or area(s) of use in the tabulation box below. Note: Upper row refers to the quarter of the section. Next row refers to the quarter of the quarter section.

TABULATION BOX

| TWP | RNG | SEC | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| | | | SEE ATTACHED TABULATION BOX | | | | | | | | | | | | | | | | |

SEE REVERSE SIDE

Permit No. U.W. 203287 Book No. 1460 Page No. 137

9. If for Irrigation use:
   a. Describe MAXIMUM acreage to be irrigated in each 40 acre subdivision in the tabulation box above.
   b. ☐ Land will be irrigated from this well only.
   c. ☐ Land is irrigated from existing water right(s) with water from this well to be additional supply. Describe existing water right(s) under REMARKS.

10. If for Irrigation use, describe method of irrigation, i.e. center pivot sprinkler, flood, etc.: N/A

11. The well or spring is to be constructed on lands owned by U.S.D.I, National Park Service
(The granting of a permit does not constitute the granting of a right-of-way. If any easement or right-of-way is necessary in connection with this application, it should be understood that the responsibility is the applicant's. A copy of the agreement should accompany this application, if the land is privately owned and the owner is not the co-applicant.)

12. The water is to be used on lands owned by U.S.D.I, National Park Service
(If the landowner is not the applicant, a copy of the agreement relating to the usage of the appropriated water on the land should be submitted to this office. If the landowner is included as co-applicant on the application, this procedure need not be followed.) NOTE: Water rights attach to the area(s) and/or point(s) of use.

REMARKS: The is the southern most well of the three wells in front of (i.e. on the east side of) the terminal building. See Remarks Continuation Sheet also.

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief it is true, correct and complete.

Jorgensen Associates, P.C.; Authorized Agent

Francesca Paolucci-Rice — December 15, 2014

Signature of Applicant or Authorized Agent — Date

By: Francesca Paolucci-Rice

THE LEGALLY REQUIRED FILING FEE MUST ACCOMPANY THIS APPLICATION

| | |
|---|---|
| DOMESTIC AND/OR STOCK WATERING USES (Domestic use is defined as use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totalling one acre or less.) | $50.00 |
| COAL BED METHANE USE | $50.00 |
| IRRIGATION, MUNICIPAL, INDUSTRIAL, AND MISCELLANEOUS USES | $75.00 |
| MONITOR (For water level measurements or chemical quality sampling) or TEST WELL USES | No Fee |

IF WELL WILL SERVE MULTIPLE USES, SUBMIT ONLY ONE (THE HIGHER) FILING FEE.

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING )
) ss.
STATE ENGINEER'S OFFICE )

This instrument was received and filed for record on the 17th day of December, A.D. 2014, at 10:30 o'clock A M.

Permit No. U.W. 203287

for State Engineer

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This application is approved subject to the condition that the proposed use shall not interfere with any existing rights to ground water from the same source of supply and is subject to regulation and correlation with surface water rights, if the ground and surface waters are interconnected. The use of water hereunder is subject to the further provisions of Chapter 169, Session Laws of Wyoming, 1957, and any subsequent amendments thereto.

Granting of a permit does not guarantee the right to have the water level or artesian pressure in the well maintained at any specific level. The well should be constructed to a depth adequate to allow for the maximum development and beneficial use of ground water in the source of supply.

If the well is a flowing artesian well, it shall be so constructed and equipped that the flow may be shut off when not in use without loss of water into sub-surface formations or at the land surface.

Coal Bed Methane wells have Additional Conditions and Limitations on attachment sheet.

This permit serves to enlarge an existing well for additional use, points of use and instantaneous flow only and establish a valid water right for the same. STATEMENT OF COMPLETION WAIVED. Time limit for Completion of Beneficial Use are waived. Special attention is called to paragraph one (1) of these conditions and limitations as outlin above relating to the interconnection of ground and surface water sources.

~~Approval of this application may be considered as authorization to proceed with construction of the proposed well or spring. A Statement of Completion must be filed within thirty (30) days of completion of construction, including pump installation.~~

~~Completion of construction and completion of the beneficial use of water for the purposes specified in Item 4 of this application will be made by December 31, 20____.~~

The amount of appropriation shall be limited to the quantity to which permittee is entitled as determined at time of proof of application of water to beneficial use.

Witness my hand this 16th day of January, A.D. 20 15.

for PATRICK T. TYRRELL, State Engineer

ATTACHMENT SHEET FOR U.W. 20328 Enl. Jackson Hole Airport #1 Well TFN 43-1-528

| TWN | RGE | SEC | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| Dependent Resurvey | | | The additional water produced from this well on an instantaneous basis will be used for Miscellaneous potable/sanitary supply at the Jackson Hole Airport Terminal, including a building with an airport passenger terminal and an administrative building at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116 W | 14 | | | | | | | | X | X | X | X | X | | | | | |
| Dependent Resurvey | | | The additional water produced from this well on an instantaneous basis will be used for Miscellaneous lawn/landscape watering at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116 W | 14 | | | | | | | | X | X | | | X | | | | | |
| Dependent Resurvey | | | Water from this well will be used for Miscellaneous potable/sanitary supply at surrounding Terminal facilities/buildings of the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116 W | 14 | | | | | | | | X | X | X | X | X | | | | | |
| Dependent Resurvey | | | Water from this well will also be used for Miscellaneous fire protection at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 42N | 116 W | 11 | X | X | X | X | | | | X | X | | | X | | X | X | | |
| 42N | 116 W | 14 | | X | | | X | X | X | X | X | X | X | X | | | | | |
| 42N | 116 W | 15 | | | | X | | | | | | | | | | | | | |
| 42N | 116 W | 23 | | | | | | X | | | | | | | | | | | |

FORM UW: C&L,C4
Rev: 5-10-93

PERMIT NO. U.W. 203287
*T.F. No. U.W. 43-1-528*

PERMIT STATUS

**Priority Date** December 17, 2014 **Approval Date:** JAN 16 2015

This application was reviewed for potential impacts to Greater Sage Grouse populations that could be caused by the construction and operation of their proposed project, in accordance with Executive Order 2011-5. A review of aerial photography revealed that the subject well will be located at the Jackson Hole Airport, an area that has been previously disturbed. As such, there are no additional conditions of approval that must be attached to this permit in order to mitigate impacts to Greater Sage Grouse populations.

1/16/2015
**DATE**

for Patrick T. Tyrrell, State Engineer

SCANNED FEB 18 2015

## REMARKS CONTINUATION

PERMIT NO. U.W. 203287

ATTACHMENT TO U.W. 5 FORM FOR:
Enlargement Jackson Hole Airport #1 Well
(an enlargement of Permit U.W. 200654 for additional use, areas of use and instantaneous flow)

The Jackson Hole Airport #1 Well, Permit U.W. 200654, is permitted to supply water for potable, culinary, sanitary, landscape watering, and other associated uses at the Jackson Hole Airport Terminal (a facility that includes a building with an airport passenger terminal area and an administrative area) within the sectional subdivisions of Section 14, Township 42 North, Range 116 West indicated on the Tabulation Box of the U.W. 5 Form to which this sheet is attached.

The additional Miscellaneous Use requested under this enlargement is for potable, sanitary, culinary and landscape watering supply for a building currently used by the U.S. Forest Service as a search and rescue staging area within the SE¼NW¼ of said Section 14; and for fire protection via an automated fire sprinkler system and hydrants at the Jackson Hole Airport, which includes a terminal and runway complex. The fire protection use areas include areas not under the original permit within Sections 11, 14, and 23, Township 42 North, Range 116 West as indicated on said Tabulation Box.

Water from this well, under its original permit and this enlargement, is co-mingled with water from the Jackson Hole Airport #2 Well, and the Jackson Hole Airport #3 Well, under Permits U.W. 200655 and U.W. 200656, respectively, and their enlargement permits. Applications for said enlargement permits are being submitted contemporaneously with this application.

The Jackson Hole Airport Terminal was previously supplied by the Terminal No. 1 Well, under Permit U.W. 76409 and its enlargement, Permit U.W. 86871. Water for fire protection at the Jackson Hole Airport Terminal and runway complex was supplied by Fire Well No. 1, Permit U.W. 76410, and Fire No. 2 Well, Permit U.W. 76411. Because of an airport terminal expansion, these wells became inoperable. The wells have been plugged and capped, and the rights under Permits U.W. 76409, U.W. 86871, U.W. 76410 and U.W. 76411 will be voluntarily abandoned by a Petition to the State Board of Control.

As indicated in Item 7. (a) of this Permit Application, this enlargement requests an increase in maximum instantaneous flow; however, no increase in volumetric quantity of water used per calendar year is requested.

No physical enlargement of the well is required for this enlargement.



December 17, 2014 - Proof of Beneficial Use on April 30, 2014 received.

SCANNED FEB 18 2015

Form U.W. 8
Rev. 1-05

NOTE: Do not fold this form. Use typewriter or print neatly with black ink

# STATE OF WYOMING
## OFFICE OF THE STATE ENGINEER

### PROOF OF APPROPRIATION AND BENEFICIAL USE OF GROUND WATER

The owner is responsible for submitting Parts I and II of this form. Part III will be prepared by a State Engineer representative at time of inspection.

**PART I**

WATER DIVISION 4(16)

U.W. DISTRICT Teton County

PERMIT NO. U.W. _____

DATE OF PRIORITY _____

NAME OF WELL Enlargement Jackson Hole Airport #1 Well (an enlargement of Permit U.W. 200654)

LOCATION NE ¼, SW ¼ of Section 14

T. 42 N., R. 116 W.

1. Name of Claimant(s) Jackson Hole Airport Board

2. Address P.O. Box 159; Jackson, Wyoming Zip Code 83001

3. For What Purpose(s) is Water Used? Use: Miscellaneous Date First Used: April 30, 2014

Use: _____ Date First Used: _____ Use: _____ Date First Used: _____

If use is for irrigation, give date irrigation was completed on all lands under this Permit: _____

RECEIVED
DEC 12 2014
STATE ENGINEERS
CHEYENNE, WYOMING

**PART II**

For Irrigation, Industrial, Municipal, and Miscellaneous Wells

A plat which has been certified by a licensed professional engineer or land surveyor shall be submitted to accompany this form. The plat shall be in accordance with W.S. § 33-29-139 or Chapters V and VI, State Engineers Office Regulations and Instructions (Minimum scale shall be 2" = 1 mile). The map shall be prepared with waterproof black ink on tracing linen or an acceptable equivalent and shall show on a suitable scale the legal subdivisions, the accurate location of the well or wells, storage facilities, main canals, streams, highways and other important cultural features. Land ownership shall be shown, if there is more than one owner under the permit.

**IRRIGATION WELLS**

Acreage irrigated under terms of this permit will be clearly shown with a distinctive pattern and a distinction clearly made between lands having an original supply and those provided an additional supply. Where use is for additional supply for lands with a right from another source, indicate the priority or permit number of the source, the source of supply and the name of the ditch, pipe line, or other well. Conveyance system will be shown and described. Indicate method of irrigation being used.

**INDUSTRIAL WELLS**

In addition to the information outlined above, industrial users will locate and describe conveyance facilities to the point(s) of use, giving as accurately as possible the location of the point(s) of use. Permits for other sources of water must be identified.

**MUNICIPAL WELLS**

The plat will show the area of use and show and describe the means of conveyance of the water from the well to the connection with the municipal water system distribution network.

**MISCELLANEOUS WELLS**

(1) The linen plat for wells where the use is described as miscellaneous and where the yield or flow of the well exceeds twenty-five (25) gallons per minute must show the area of use and describe and show the means of conveyance from the well to the distribution system and/or point(s) of use.

(2) The plat for wells where the use is described as miscellaneous and where the yield or flow is twenty-five (25) gallons per minute or less may be a 7½ minute United States Geological Survey Quadrangle map in lieu of a linen tracing, provided that the Quadrangle map is in compliance with the following conditions:

(a) The entire Quadrangle map must be submitted to the State Engineer's Office.

(b) The scale on said Quadrangle map must be one to twenty-four thousand.

(c) An identified section corner or quarter corner must be shown on said Quadrangle map along with the Section, Township, and Range.

(d) The section in which the well is located and the section(s) where the area(s) or point(s) of use are located must be subdivided into forty (40) acre tracts and the well location and area(s) or point(s) of use clearly labeled and described.

(e) Said Quadrangle map showing the well location and area(s) or points(s) of use must be certified by a professional engineer or land surveyor licensed to practice within the State of Wyoming.

**SEE REVERSE SIDE**

A "CERTIFICATE OF OWNERSHIP" FROM THE COUNTY CLERK'S OFFICE OR A COPY OF THE RECORDED PROPERTY DEED SHOWING OWNERSHIP OR CONTROL OF LAND(S) INVOLVED MUST ACCOMPANY THIS FORM.

Under penalties of perjury, I declare that I have examined this form and to the best of my knowledge and belief it is true, correct, and complete.

Jorgensen Associate, P.C., Authorized Agent

Francesca Paolucci-Rice — December 15, 2014

Signature of Owner or Authorized Agent — Date

By: Francesca Paolucci-Rice

Date of Receipt: DEC 17 2014, 20____

12/17/14 10:30 AM

FORM UW5-21272
Rev. 6/07
FILING FEE SCHEDULE
ON REVERSE SIDE
E18372

# STATE OF WYOMING

OFFICE OF THE STATE ENGINEER
HERSCHLER BLDG., 4-E CHEYENNE, WYOMING 82002
(307) 777-6163

## APPLICATION FOR PERMIT TO APPROPRIATE GROUND WATER

APPLICATION FOR WELLS AND SPRINGS

Note: Only springs flowing 25 gallons per minute or less, where the proposed use is domestic and /or stock watering, will be considered as ground water appropriations.

Temporary Filing No. U.W. 43-1-528W

FOR OFFICE USE ONLY

PERMIT NO. U.W. 203287
WATER DIVISION NO. 4 DISTRICT 16
U.W. DISTRICT Teton

**NOTE: Do not fold this form. Use typewriter or print neatly with black ink.**
**ALL ITEMS MUST BE COMPLETED BEFORE APPLICATION IS ACCEPTABLE**

NAME AND NUMBER OF WELL or SPRING: ENLARGEMENT JACKSON HOLE AIRPORT #1 WELL {Enlargment of Permit No. P203287.0W for Additional Point(s) of Use,Expanded Use,Yield }

1. Name of applicant(s): JACKSON HOLE AIRPORT BOARD Phone: 307-733-7695

2. Address of applicant(s): PO BOX 159 (MAILING ADDRESS) JACKSON (CITY) Wyoming (STATE) 83001 (ZIP)

3. Name & address of agent to receive correspondence and notices: RANCESCA PAOLUCCI-RICE, JORGENSEN ASSOCIATES F
PO BOX 9550 (MAILING ADDRESS) JACKSON (CITY) Wyoming (STATE) 83001 (ZIP) Phone: 307-733-5150

4. Use to which the water will be applied:

- ☐ Domestic: Use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totaling one acre or less. Number of houses served?____.
- ☐ Stock Watering: Normal livestock use at four tanks or less within one mile of well or spring. Stockwatering pipelines and commercial feedlots are a miscellaneous use. Number of stock tanks?____.
- ☐ Irrigation: Watering of any lands for agricultural purposes not covered by the definition of domestic use (large-scale lawn watering of golf courses, cemeteries, recreation areas, etc., is miscellaneous use).
- ☐ Municipal: Use of water in incorporated Towns and Cities. Note 1: use of water in unincorporated towns, subdivisions, improvement districts, mobile home parks, etc. is classified as miscellaneous use. Note 2: a permit may be required by the Wyoming Department of Environmental Quality (WDEQ) if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- ☐ Industrial: Long term use of water for the manufacture of a product or production of oil/gas or other minerals (oil field water flood operations, power plant water supply, etc.). (Describe in REMARKS)
- ☒ Miscellaneous: Any use of water not defined under previous definitions such as stock water pipelines, subdivisions, mine dewatering, mineral/oil exploration drilling, potable supplies in office, etc. (Describe in Remarks). Note: a permit may be required by the WDEQ if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- ☐ Coalbed Methane: Water produced in the production of coal bed methane gas. Note: wells used in the production of coal bed methane gas will require a permit from the Wyoming Oil and Gas Conservation Commission.
- ☐ Monitor, Observation: Note: a WDEQ permit may be required ☐ Test Well: (Describe in REMARKS)

5. Location of the well or spring: (NOTE: Quarter-quarter (40 acre subdivision) MUST be shown. EXAMPLE: SE 1/4 NW 1/4 of Sec. 12, Township 14 North, Range 68 West.)
Teton County, NE 1/4 SW 1/4 of Sec. 14, T. 042N, R. 116W of the 6th P.M. (W.R.M.), Wyoming. If located in a platted subdivision, also provide Lot/Tract ___ Block ___ of the ___ Subdivision (or Add'n) of Teton. Resurvey Location: Tract ___, (or Lot) ___.

6. Estimated depth of the well or spring is 167 feet. Estimated production interval is 80 ft. to 167 ft.

7. (a) MAXIMUM instantaneous flow of water to be developed and beneficially used: 570 gallons per minute. NOTE: if for domestic and / or stock use, this application will be processed for a maximum of 25 gallons per minute. For a spring, after approval of this application, some type of artificial diversion or improvement must be constructed to qualify for a water right.

(b) MAXIMUM volumetric quantity of water to be developed and beneficially used per calendar year: 0 gallons. Circle appropriate units: (Gallons) (Acre Feet) A four person family utilizes approximately one (1) acre-foot of water per year or 325,000 gallons.

8. Mark the point(s) or area(s) of use in the tabulation box below. Note: Upper row refers to the quarter of the section. Next row refers to the quarter of the quarter section.

TABULATION BOX

| TWP | RNG | SEC | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| | | | (See Attachment Sheet.) | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

SEE REVERSE SIDE

Permit No. U.W. 203287 Book No. 1460 Page No. 137

9. If for irrigation use:
   a. Describe MAXIMUM acreage to be irrigated in each 40 acre subdivision in the tabulation below.
   b. ☐ Land will be irrigated from this well only.
   c. ☐ Land is irrigated from existing water right(s) with water from this well to be additional supply. Describe existing water right(s) under REMARKS.

10. If for irrigation use, describe method of irrigation, i.e. center pivot sprinkler, flood, etc.: _____

11. The well or spring is to be constructed on lands owned by USDI NATIONAL PARK SERVICE
(The granting of a permit does not constitute the granting of a right-of-way. If any easement or right-of-way is necessary in connection with this application, it should be understood that the responsibility is the applicant's. A copy of the agreement should accompany this application, if the land is privately owned and the owner is not the co-applicant.)

12. The water is to be used on lands owned by USDI
(If the landowner is not the applicant, a copy of the agreement relating to the usage of the appropriated water on the land should be submitted to this office. If the landowner is included as co-applicant on the application, this procedure need not be followed.) NOTE: Water rights attach to the area(s) and/or point(s) of use.

REMARKS: This is a southern most well of the three wells in front of (i.e. on the east side of) the terminal building. See Remarks Continuation Sheet also.

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief it is true, correct and complete.

FRANCESCA PAOLUCCI-RICE — Signature of Applicant or Authorized Agent

December 15, 20 14 — Date

THE LEGALLY REQUIRED FILING FEE MUST ACCOMPANY THIS APPLICATION

| | |
|---|---|
| DOMESTIC AND/OR STOCK WATERING USES (Domestic use is defined as use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totalling one acre or less.) | $50.00 |
| COAL BED METHANE USE | $50.00 |
| IRRIGATION, MUNICIPAL, INDUSTRIAL, MISCELLANEOUS USES | $75.00 |
| MONITOR(For water level measurements or chemical quality sampling) or TEST WELL USES | No Fee |

IF WELL WILL SERVE MULTIPLE USES, SUBMIT ONLY ONE (THE HIGHER) FILING FEE.

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING )
) ss.
STATE ENGINEER'S OFFICE )

This instrument was received and filed for record on the 17 day of December, A.D. 20 14, at 10:30 o'clock A M.

Permit No. U.W. **203287**

MARKUS MALESSA For State Engineer

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This application is approved subject to the condition that the proposed use shall not interfere with any existing rights to ground water from the same source of supply and is subject to regulation and correlation with surface water rights, if the ground and surface waters are interconnected. The use of water hereunder is subject to the further provisions of Chapter 169, Session Laws of Wyoming, 1957, and any subsequent amendments thereto.
Granting of a permit does not guarantee the right to have the water level or artesian pressure in the well maintained at any specific level. The well should be constructed to a depth adequate to allow for the maximum development and beneficial use of ground water in the source of supply.
If the well is a flowing artesian well, it shall be so constructed and equipped that the flow may be shut off when not in use without loss of water into sub-surface formations or at the land surface.
Coal Bed Methane wells have Additional Conditions and Limitations on attachment sheet.

Special attention is called to paragraph one (1) of these conditions and limitations as outlined above relating to the interconnection of ground and surface water sources.

STATEMENT OF COMPLETION WAIVED

December 17, 2014 - Proof of Beneficial use on April 30, 2014 received.

~~Approval of this application may be considered as authorization to proceed with construction of the proposed well or spring. A Statement of Completion will be filed within thirty (30) days of completion of construction, including pump installation.~~

Completion ~~of construction and completion of the~~ beneficial use of water for the purposes specified in Item 4 of this application will be made by -

The amount of appropriation shall be limited to the quantity to which permittee is entitled as determined at time of proof of application of water to beneficial use.

Witness my hand this 16 day of January, A.D. 20 15 .

JOHN HARJU For State Engineer

PERMIT NO. 203287

PERMIT STATUS

Priority Date December 17, 2014 Approval Date January 16, 2015

ADDITIONAL CONDITIONS AND LIMITATIONS:

This application was reviewed for potential impacts to Greater Sage Grouse populations that could be caused by the construction and operation of their proposed project, in accordance with Executive Order 2011-5. A review of aerial photography revealed that the subject well will be located at the Jackson Hole Airport, an area that has been previously disturbed. As such, there are no additional conditions of approval that must be attached to this permit in order to mitigate impacts to Greater Sage Grouse populations.

The permit serves to enlarge an existing well for additional use, points of use, and yield only and establish a valid water right for the same. Time limit for completion of beneficial use is waived.

FOR ADDITIONAL CONDITIONS AND LIMITATIONS SEE ATTACHED STATUS SHEET.

## Attachment Sheet for Permit No. P203287.0W

| TWN | RGE | SEC | NE1/4 | | | | NW1/4 | | | | SW1/4 | | | | SE1/4 | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | |
| Dependent Resurvey | | | Water from this well will also be used for Miscellaneous fire protection at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 11 | A ALL | | | | | | | A X | A X | | | A X | | A X | A X | | |
| Dependent Resurvey | | | Water from this well will also be used for Miscellaneous fire protection at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | A X | | | A ALL | | | | A ALL | | | | | | | | |
| Dependent Resurvey | | | The additional water produced from this well on an instantaneous basis will be used for Miscellaneous lawn/landscape watering at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | A X | A X | | | A X | | | | | |
| Dependent Resurvey | | | The additional water produced from this well on an instantaneous basis will be used for Miscellaneous potable/sanitary supply at the Jackson Hole Airport Terminal, including a building with an airport passenger terminal and an administrative building at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | A X | A ALL | | | | | | | | |
| Dependent Resurvey | | | Water from this well will be used for Miscellaneous potable/sanitary supply at surrounding Terminal facilities/buildings of the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 14 | | | | | | | | A X | A ALL | | | | | | | | |
| Dependent Resurvey | | | Water from this well will also be used for Miscellaneous fire protection at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 15 | | | | A X | | | | | | | | | | | | | |
| Dependent Resurvey | | | Water from this well will also be used for Miscellaneous fire protection at the Jackson Hole Airport located at the following points of use: | | | | | | | | | | | | | | | | |
| 042N | 116W | 23 | | | | | | A X | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | Total Acreage | 0.00 |

SCANNED DEC 17 2014

JORGENSEN ASSOCIATES, PC
Engineering • Land Surveying • Planning

RECEIVED
DEC 17 2014
STATE ENGINEERS
CHEYENNE, WYOMING

December 16, 2014

Ground Water Division of the State Engineer's Office
**ATTENTION: Jeremy Manley**
Herschler Building, 4E 122 West 25th Street Cheyenne, Wyoming 82002
307-777-6712
VIA FEDERAL EXPRESS

Re: Permit U.W. 200654
Enlargement Permit U.W. 200654, new application
Permit U.W. 200655
Enlargement Permit U.W. 200655, new application
Permit U.W. 200656
Enlargement Permit U.W. 2200656, new application
Permit U.W. 200657; and
Permit U.W. 201234
Jorgensen Associates Project No. 08013.04.81

Dear Mr. Manley,

For processing, please find enclosed the following items:

1. Letter to the State Engineer requesting changes and / or clarifications to Permits U.W. 200654, U.W. 200655, U.W. 200656 and 201234

2. Cancellation Request for Jackson Hole Airport Fire #2 Well, Permit U.W. 200657

3. For Jackson Hole Airport #1 Well, Permit U.W. 200654:
   a. Statement of Completion and Description of Well, U.W. 6 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

4. For Enlargement Jackson Hole Airport #1 Well:
   a. Application for Enlargement, U.W. 5 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

5. For Permit U.W. 200655, Jackson Hole Airport #2 Well:
   a. Statement of Completion and Description of Well, U.W. 6 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

6. For Enlargement Jackson Hole Airport #2 Well:
   a. Application for Enlargement, U.W. 5 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

7. For Jackson Hole Airport #3 Well, Permit U.W. 200656, (name changed from Jackson Hole Airport Fire #1 Well per above-listed request):
   a. Statement of Completion and Description of Well, U.W. 6 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

P.O. Box 9550 – 1315 Hwy 89 South, Suite 203 – Jackson, WY 83002 – Phone: 307.733.5150 – Fax: 307.733.5187
E-mail: ja@jorgensenassociates.com

8. For Enlargement Jackson Hole Airport #3 Well:
   a. Application for Enlargement, U.W. 5 Form
   b. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

9. For Airport Treatment Plant #1 Well, Permit U.W. 201234:
   a. Statement of Completion and Description of Well, U.W. 6 Form
   a. Proof of Appropriation and Beneficial Use of Ground Water, U.W. 8 Form

10. Copies of the following as proof of authorization of use by the Jackson Hole Airport Board of the land on which the subject wells and their areas of use are located:
   a. *AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD* dated April 27, 1983, which includes a description of the 533+/- Acres subject to the agreement;
   b. *AMENDMENT TO THE "AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD" DATED APRIL 27, 1983* effective July 29, 1985;
   c. *SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD* effective July 30, 2003;
   d. THIRD AMENDMENT *TO THE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD* effective May 18, 2011.

11. Jorgensen Associates, P.C. check no. 41459 in the amount of $225.00 for application fees, three (3) at $75 each.

As we discussed previously, within the required six (6) month time period from this submittal, we will submit the Map to Accompany Beneficial Use for the above-referenced wells that are in use. That delay will allow us to accurately reflect on the map the requested well name change and the enlargement permit numbers. We will also attempt to resolve issues regarding the JH Aviation Office #2 Well, Permit U.W. 131351, and submit a petition to the Board of Control for the voluntary abandonment of the Terminal #1 Well and its enlargement, Permits U.W. 76409 and U.W. 86871, Fire #1 Well, Permit U.W. 76410 and Fire #2 Well, Permit U.W. 76411.

Should you have any questions or require additional information regarding the enclosed please do not hesitate to contact me or Thomas Kirsten at our office. Thank you for your assistance.

Sincerely,
JORGENSEN ASSOCIATES, P.C.

Francesca Paolucci-Rice

Encl.; cc: Jackson Hole Airport Board; Thomas Kirsten

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P.O. Box 9550 - 1315 Hwy 89 South, Suite 203 - Jackson, WY 83002 - Phone: 307.733.5150 - Fax: 307.733.5187
E-mail: ja@jorgensenassociates.com

12-15-2014: To: Wyoming State Engineer's Office, From: Jorgensen Associates for the Jackson Hole Airport Board, Subject: Formal Petition for Changes to Permit U.W. 200654

SCANNED DEC 17 2014

JORGENSEN ASSOCIATES, PC
Engineering • Land Surveying • Planning

December 15, 2014

Mr. Patrick T. Tyrell, State Engineer
State Engineer's Office
Herschler Building, 4E 122 West 25th Street
Cheyenne, Wyoming 82002
307-777-6712
VIA FEDERAL EXPRESS

RECEIVED
DEC 17 2014
STATE ENGR.
CHEYENNE, WY

Re: Jackson Hole Airport #1 Well, Permit U.W. 200654
Jackson Hole Airport #2 Well, Permit U.W. 200655
Jackson Hole Airport Fire #1 Well, Permit U.W. 200656
Airport Treatment Plant #1 Well, Permit 201234

JA Project No. 08013.04.81

Dear Mr. Tyrell,

Please let this letter serve as a formal petition for changes to the above-referenced unadjudicated permits.

**Regarding Permits U.W. 200654 and U.W. 200655:**

**Please remove the following areas of use from said Permits U.W. 200654 and U.W. 200655:**

**Township 42 North, Range 116 West:**
**Section 14 NW¼SW¼**
**SW¼SW¼**

Landscape watering was originally contemplated in those areas of the Jackson Hole Airport Terminal, but does not and will not occur.

**In addition, please clarify on said permits that the term Jackson Hole Airport Terminal is a facility serving the Jackson Hole Airport that includes, but is not limited to, a building with an airport passenger terminal area and an administrative area.**

**Regarding Permit U.W. 200656:**

**Please change the name of the well under this permit from the Jackson Hole Airport Fire #1 Well to the Jackson Hole Airport #3 Well.**

The name change is being requested to avoid confusion regarding the use of the well. When the well was permitted, it was proposed to supply water for fire protection only. After the permit was issued, the design of the water system serving the Jackson Hole Airport was changed so that water from the subject well co-mingles with that from the Jackson Hole Airport #1 Well, Permit U.W. 200654, and the Jackson Hole Airport #2 Well, Permit U.W. 200655. Water from all three wells serve not only for fire protection at the airport, but also

P.O. Box 9550 1315 Hwy 89 South, Suite 203 Jackson, WY 83002 Phone: 307.733.5150 Fax: 307.733.5187
E-mail: ja@jorgensenassociates.com

to supply water for potable and sanitary uses, landscape watering and other associated uses, which are the permitted uses under Permits U.W. 200654 and 200655 at the airport terminal facilities. Contemporaneously with this request, in order to bring State Ground Water Permits into conformance with the actual uses and areas of use of the three mentioned wells, we are submitting to your office applications for enlargements of their permits.

**In addition, please remove the following area from said Permit U.W. 200656:**

**Township 42 North, Range 116 West:**

**Section 23 NE¼NW¼**

That area was erroneously included on the permit and is not part of the airport.

**Regarding Permit U.W. 201234:**

It was intended that the term "associated uses" in the Remarks section of the permit would cover the use of the well to supply water for limited landscaping around the wastewater treatment plant. Please add a clarifying note to the Remarks, if that is necessary to recognize landscape watering under the allowed Miscellaneous Uses.

Thank you.

Sincerely,
JORGENSEN ASSOCIATES, P.C.,
Agent for the Jackson Hole Airport Board,

Francesca Paolucci-Rice

Encl.
cc: Jackson Hole Airport Board

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RECEIVED
DEC 17 2014
STATE ENGINEER
CHEYENNE, WYOMING

P.O. Box 9550 - 1315 Hwy 89 South, Suite 203 - Jackson, WY 83002 - Phone: 307.733.5150 - Fax: 307.733.5187
E-mail: ja@jorgensenassociates.com

FORM U.W.6
Rev. 1/07

# STATE OF WYOMING

OFFICE OF THE STATE ENGINEER
HERSCHLER BLDG., 4-E
CHEYENNE, WYOMING 82002

(307) 777-6163

SCANNED JAN 25 2016
SCANNED FEB 20 2015
SCANNED DEC 17 2014

## STATEMENT OF COMPLETION AND DESCRIPTION OF WELL OR SPRING

NOTE: Do not fold this form. Use typewriter or print neatly with black pen.

PERMIT NO. U.W. 200654 NAME OF WELL/SPRING Jackson Hole Airport #1 Well

1. NAME OF OWNER Jackson Hole Airport Board

2 ADDRESS P.O. Box 159
☐ Please check if address has changed from that shown on permit

City Jackson State Wyoming Zip Code 83001 Phone No. (307) 733-7695

3. USE OF WATER ☐ Domestic ☐ Stock Watering ☐ Irrigation ☐ Municipal ☐ Industrial ☒ Miscellaneous
☐ Monitor or Test ☐ Coal Bed Methane Explain proposed use (Example: One single family dwelling)
This is the southern most well of the three wells in front of (i.e. on the east side) of the terminal building. See Remarks also.

4. LOCATION OF WELL/SPRING NE 1/4 SW 1/4 of Section 14 T, 42 N.,R. 116 W., of the 6th P.M. (or W.R.M.)
Subdivision Name Lot Block
Resurvey Location Tract or Lot Datum ☐ NAD27 ☒ NAD83
Geographic Coordinates: Latitude 43°36'09.0" N Longitude 110°44'10.2" W (degrees, minutes, seconds)
UTM: Zone Northing Easting (meters)
State Plane Coordinates: Zone Northing Easting (feet)
Land surface elevation (ft. above mean sea level) Datum ☐ NAVD29 ☐ NAVD88
Source ☐ GPS ☐ Map ☒ Survey ☐ Unkown ☐ Other ☐ Altimeter (for elevation only)

5. TYPE OF CONSTRUCTION ☒ Drilled Rotary Air ☐ Dug ☐ Driven ☐ Other
Describe

6. CONSTRUCTION Total depth of well/spring 167 ft.
Depth of static water level 47 ft. (below land surface) Casing height 2 ft. above ground
a. Diameter of borehole (bit size) 12.25 inches
b. Casing schedule ☒ New ☐ Used Joint type ☐ Threaded ☐ Glued ☒ Welded
14.625 diameter from 0 ft. to 30 ft. Material None Gage
12.625 diameter from 0 ft. to 148 ft. Material Steel Gage .375
c. Cemented/grouted interval, from 6 ft. to 30 ft.
Amount of cement/grout used 8 sacks (example: 10 sacks) type Bentonite (example: bentonite pellets)
d. Type of completion ☒ Customized perforations ☐ Open hole ☒ Factory screen
Type of perforator used Mills - Slot
Size of perforations 1 inches by 0.25 inches.
Number of perforations and depths where perforated
440 perforations from 80 ft. to 90 ft.
440 perforations from 103 ft. to 113 ft.
Open hole from ft. to ft.
Well screen details
Diameter 12 slot size 0 / 0.02 set from 137 / 142 ft. to 142 / 145 ft.
Diameter 12 slot size 0.04 / 0.08 set from 145 / 149 ft. to 149 / 167 ft.
e. Well development method Test How long was well developed? 24 hours
f. Was a filter/gravel pack installed? ☐ Yes ☒ No Size of sand/gravel
Filter/gravel pack installed from ft. to ft.
g. Was surface casing used? ☐ Yes ☒ No Was it cemented in place? ☐ Yes ☐ No
Surface casing installed from ft. to ft.

RECEIVED
DEC 17 2014
STATE ENGINEERS
CHEYENNE, WYOMING

7. NAME AND ADDRESS OF DRILLING COMPANY Weber Drilling; 1305 Gregory Lane; Jackson, WY 83001

8. DATE OF COMPLETION OF WELL (including pump installation) OR SPRING (first used) March 29, 2014

9. PUMP INFORMATION Manufacturer 9RCLC125-3 Goulds Type Submersible
Source of power Electric Horsepower 125 Depth of pump setting or intake 150 ft.
Amount of water being pumped ~~750~~ 180 per WWS-LB gal./min.* (For springs or flowing wells, see item 10) See Remarks re:enlargement
Total volumetric quantity used per calendar year.* 15 million gallons
*If these amounts exceed permitted amount an enlargement is required.

10. FLOWING WELL OR SPRING (Owner is responsible for control of flowing well)
If artesian flow or spring, yield is gal./min. *Surface pressure is lb./sq.inch, or feet of water.
The flow is controlled by ☐ Valve ☐ Cap ☐ Plug
Does well leak around casing? ☐ Yes ☐ No

Permit No. U.W. 200654 Book No. 1443 Page No. 54

SEE REVERSE SIDE

11. IF SPRING, HOW WAS IT CONSTRUCTED? (Some method of artificial diversion, i.e., spring box, cribbing, etc., is necessary to qualify for a water right) _____

12. PUMP TEST Was a pump test conducted? ☒ Yes ☐ No
If so, by whom Weber Drilling
Yield 900 gal./min. with 12 ft. drawdown after 24 hours
Yield _____ gal./min. with _____ ft. drawdown after _____ hours

13. LOG OF WELL Total depth drilled 167 ft.
Depth of completed well 167 ft. Diameter of well 12.25 inches
Depth to first water bearing formation 47 ft.
Depth to principal water bearing formation Top 65 ft. to Bottom 167 ft.

**DRILL CUTTINGS DESCRIPTION**

| From Feet | To Feet | Rock Type or Description | Formation | Water Bearing? (Yes or no) |
|---|---|---|---|---|
| Surface | 65 | Gravel 12" | | No |
| 65 | 75 | Gravel 12" Sand 20% | | Yes |
| 75 | 100 | Gravel 8" Sand 20% | | Yes |
| 100 | 105 | Gravel Silt Sand Sand 80% | | Yes |
| 105 | 120 | Gravel 8" Sand 40% | | Yes |
| 120 | 130 | Gravel 8" Sand 80% | | Yes |
| 130 | 133 | Gravel 3" Sand 70% | | Yes |
| 133 | 149 | Sand & Silt | | Yes |
| 149 | 175 | Gravel Sand Silt Sand 40% | | Yes |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

14. DOES A GEOPHYSICAL LOG ACCOMPANY THIS FORM? ☐ Yes ☒ No

15. QUALITY OF WATER INFORMATION

Does a chemical and/or bacteriological water quality analysis accompany this form? ☐ Yes ☒ No
It is recommended that chemical and bacteriologic water quality analyses be performed and that the report(s) be filed with the records of this well (contact Department of Agriculture, Analytical Lab Services, Laramie, 742-2984).
If not, do you consider the water as ☒ Good ☐ Acceptable ☐ Poor ☐ Unusable

REMARKS SEE REMARKS CONTINUATION SHEET.
This well may not be constructed in compliance with the Water Well Minimum Construction Standards (2010). LB
Enlarged by Permit No. U.W. 203287.

Under penalties of perjury, I declare that I have examined this form and to the best of my knowledge and belief it is true, correct, and complete, based on information provided by Weber Drilling.
Jorgensen Associates, P.C., Authorized Agent
By: Francesca Paolucci-Rice

Francesca Paolucci-Rice
Signature of Owner or Authorized Agent

December 15, 20 14
Date

FOR STATE ENGINEER'S USE ONLY

Permit No. U.W. 200654

Date of Receipt DEC 17 2014, 20____

Date of Priority July 10, 20 13

Date of Approval Feb 17, 20 15

for State Engineer

## REMARKS CONTINUATION

PERMIT NO. U.W. 200654

ATTACHMENT TO U.W. 6 FORM FOR:
Jackson Hole Airport #1 Well

Item 3.
The Jackson Hole Airport #1 Well, Permit U.W. 200654, is permitted to supply water for potable, culinary, sanitary, landscape watering, and other associated uses at the Jackson Hole Airport Terminal (a facility that includes, but is not limited to, a building with an airport passenger terminal area and an administrative area).

Under an enlargement of this well, the application for which is being submitted contemporaneously with this U.W. 6 Form, water will be permitted to provide supply for potable, sanitary, culinary and landscape watering purposes in and at a building currently used by the U.S. Forest Service as a search and rescue staging area; and for fire protection via an automated fire sprinkler system and hydrants at the Jackson Hole Airport, which includes a terminal and runway complex.

Water from this well, under its original permit and its enlargement, is co-mingled with water from the Jackson Hole Airport #2 Well, and the Jackson Hole Airport #3 Well, under Permits U.W. 200655 and U.W. 200656, respectively, and their enlargement permits. Applications for said enlargement permits are also being submitted contemporaneously with this application.

Item 9. Permit U.W. 200654 allows for a maximum instantaneous flow of water of 180 gallons per minute. The well produces 750 gallons per minute. The enlargement of this well, referenced above, will permit the well for the 570 gallons per minute it pumps in excess of the originally permitted 180 gallons per minute.

Note : an air tube was installed to a depth of approximately 107 feet.

H:\2008\08013\04 - Water Rights\Docs\Remarks Continuations & Tab. Boxes\UW6 REMARKS CONT Jackson Hole Airport #1.docx

Form U.W. 8
Rev. 1-05

NOTE: Do not fold this form. Use typewriter or print neatly with black ink

SCANNED JAN 25 2016
SCANNED FEB 20 2015
SCANNED DEC 17 2014

# STATE OF WYOMING
## OFFICE OF THE STATE ENGINEER

## PROOF OF APPROPRIATION AND BENEFICIAL USE OF GROUND WATER

The owner is responsible for submitting Parts I and II of this form. Part III will be prepared by a State Engineer representative at time of inspection.

### PART I

WATER DIVISION 4(16)
PERMIT NO. U.W. 200654
NAME OF WELL Jackson Hole Airport #1 Well

U.W. DISTRICT Teton County
DATE OF PRIORITY July 10, 2013
LOCATION NE ¼ SW ¼ of Section 14
T. 42 N., R. 116 W.

1. Name of Claimant(s) Jackson Hole Airport Board
2. Address P.O. Box 159; Jackson, Wyoming Zip Code 83001
3. For What Purpose(s) is Water Used? Use Miscellaneous Date First Used: April 30, 2014
   Use _____ Date First Used: _____ Use _____ Date First Used: _____
   If use is for irrigation, give date irrigation was completed on all lands under this Permit: _____

### PART II

For Irrigation, Industrial, Municipal, and Miscellaneous Wells

DEC 17 2014

A plat which has been certified by a licensed professional engineer or land surveyor shall be submitted to accompany this form. The plat shall be in accordance with W.S. § 33-29-139 or Chapters V and VI, State Engineers Office Regulations and Instructions (Minimum scale shall be 2" = 1 mile). The map shall be prepared with waterproof black ink on tracing linen or an acceptable equivalent and shall show on a suitable scale the legal subdivisions, the accurate location of the well or wells, storage facilities, main canals, streams, highways and other important cultural features. Land ownership shall be shown, if there is more than one owner under the permit.

**IRRIGATION WELLS**

Acreage irrigated under terms of this permit will be clearly shown with a distinctive pattern and a distinction clearly made between lands having an original supply and those provided an additional supply. Where use is for additional supply for lands with a right from another source, indicate the priority or permit number of the source, the source of supply and the name of the ditch, pipe line, or other well. Conveyance system will be shown and described. Indicate method of irrigation being used.

**INDUSTRIAL WELLS**

In addition to the information outlined above, industrial users will locate and describe conveyance facilities to the point(s) of use, giving as accurately as possible the location of the point(s) of use. Permits for other sources of water must be identified.

**MUNICIPAL WELLS**

The plat will show the area of use and show and describe the means of conveyance of the water from the well to the connection with the municipal water system distribution network.

**MISCELLANEOUS WELLS**

(1) The linen plat for wells where the use is described as miscellaneous and where the yield or flow of the well exceeds twenty-five (25) gallons per minute must show the area of use and describe and show the means of conveyance from the well to the distribution system and/or point(s) of use.

(2) The plat for wells where the use is described as miscellaneous and where the yield or flow is twenty-five (25) gallons per minute or less may be a 7½ minute United States Geological Survey Quadrangle map in lieu of a linen tracing, provided that the Quadrangle map is in compliance with the following conditions:

(a) The entire Quadrangle map must be submitted to the State Engineer's Office.

(b) The scale on said Quadrangle map must be one to twenty-four thousand.

(c) An identified section corner or quarter corner must be shown on said Quadrangle map along with the Section, Township, and Range.

(d) The section in which the well is located and the section(s) where the area(s) or point(s) of use are located must be subdivided into forty (40) acre tracts and the well location and area(s) or point(s) of use clearly labeled and described.

(e) Said Quadrangle map showing the well location and area(s) or points(s) of use must be certified by a professional engineer or land surveyor licensed to practice within the State of Wyoming.

**SEE REVERSE SIDE**

A "CERTIFICATE OF OWNERSHIP" FROM THE COUNTY CLERK'S OFFICE OR A COPY OF THE RECORDED PROPERTY DEED SHOWING OWNERSHIP OR CONTROL OF LAND(S) INVOLVED MUST ACCOMPANY THIS FORM.

Under penalties of perjury, I declare that I have examined this form and to the best of my knowledge and belief it is true, correct, and complete.

Jorgensen Associate, P.C., Authorized Agent

Francesca Paolucci-Rice — December 15, 20 14

Signature of Owner or Authorized Agent — Date

By: Francesca Paolucci-Rice

Date of Receipt: DEC 17 2014, 20____

# State Engineer's Office

HERSCHLER BUILDING, 4-E CHEYENNE, WYOMING 82002
(307) 777-7354 FAX (307) 777-5451
http://seo.state.wy.us

**MATTHEW H. MEAD**
GOVERNOR

**PATRICK T. TYRRELL**
STATE ENGINEER


September 30, 2014

JACKSON HOLE AIRPORT BOARD
PO BOX 159
JACKSON, WY 83001

Re: Permit No: U.W. 200654.0
Facility Name: JACKSON HOLE AIRPORT #1 WELL

Township 042 North, Range 116 West, Section 14, Quarter-Quarter NE1/4SW1/4

Dear Sir/Madam:

The records of this office show that the time for completion of construction and/or completion of beneficial use for the above referenced water well expires on December 31, 2014.

Failure to complete construction and beneficially use the water within the time period specified in the permit acts as a forfeiture of the water right granted by the permit.

If the water from the well referenced above has been beneficially used, as originally proposed, proper notice must be submitted to the State Engineer on or before the expiration date of December 31, 2014 (as of August 31, 2014 the proper notice documents had not been received). If such notice is not received, your permit will be subject to cancellation. Forms for this purpose were mailed to you previously. If the forms have become misplaced, please notify this office and additional forms will be furnished.

If you are unable to beneficially use the water prior to the above expiration date, write a letter to the State Engineer requesting an extension of time. The letter must include an original signature (photocopies and faxes are unacceptable). The letter also must state the reason for such a request and be received prior to the date of expiration. (Please note: the conditions & limitations of your permit may not allow an extension of time).

If you have any questions, please contact the Ground Water Division at (307) 777-6163.

Sincerely,

PATRICK T. TYRRELL
State Engineer

CERTIFIED

# State Engineer's Office

HERSCHLER BUILDING, 4-E CHEYENNE, WYOMING 82002
(307) 777-7354 FAX (307) 777-5451
http://seo.state.wy.us

MATTHEW H. MEAD
GOVERNOR

PATRICK T. TYRRELL
STATE ENGINEER


July 24, 2013

Jackson Hole Airport Board
Po Box 159
Jackson, Wyoming 83001

Dear Applicant or Agent:

You are advised that the State Engineer approved the following application(s) to appropriate ground water for Miscellaneous-- Ground Water (Large scale landscape/lawn watering greater than 1), Miscellaneous-- Ground Water (Potable & Sanitary Supply for churches, schools, m) on July 17, 2013. A copy of each permit is enclosed. Also enclosed are forms and instructions for submitting data to the State Engineer relating to the completion of the well and the beneficial use of the water, as required by law.

**PERMIT NUMBER - WELL NAME**
**U.W. 200654 - Jackson Hole Airport #1 Well**

**WELL LOCATION - NE1/4 SW1/4 14-042N-116W**

By statute the well must be completed and the water beneficially utilized by -DECEMBER 31, 2014. ***IF THE REQUIRED NOTICES ARE NOT RETURNED TO THIS OFFICE WITHIN THE STATUTORY TIME LIMITS SET FORTH, THE PERMIT(S) WILL BE SUBJECT TO CANCELLATION, WHICH ACTS AS A FORFEITURE OF THE WATER RIGHT GRANTED BY THIS PERMIT.***

An extension of time may be requested for completion of work when good reason is provided. A request for such extension must be received in the State Engineers Office prior to the expiration date shown on the permit. Requests for extension of time must indicate due diligence on the part of the applicant to comply with the time limits imposed by this permit. ***(PLEASE NOTE: The conditions and limitations of your permit may NOT allow an extension of time.)***

***PLEASE NOTE:*** *As per the requirements of the form U.W. 8, a map showing the area of use and means of conveyance to the points of use must accompany this form along with a Certificate of Ownership showing ownership or control of lands.*

Sincerely,

Lisa Lindemann, Administrator
Ground Water Division

xc: DIV 4 (16)

7-10-13 10:30 Am
CK # 186 $175.00
Jim

FORM U.W. 5
Rev. 9/09
FILING FEE SCHEDULE
ON REVERSE SIDE

# STATE OF WYOMING

OFFICE OF THE STATE ENGINEER
HERSCHLER BLDG., 4-E CHEYENNE, WYOMING 82002
(307) 777-6163

## APPLICATION FOR PERMIT TO APPROPRIATE GROUND WATER

APPLICATION FOR WELLS AND SPRINGS

Note: Only springs flowing 25 gallons per minute or less, where the proposed use is Domestic and/or Stock Watering, will be considered as ground water appropriations.

Temporary Filing No. U.W. 43-6-262

FOR OFFICE USE ONLY
PERMIT NO. U.W. 200654
WATER DIVISION NO. 4 DISTRICT 16
U.W. DISTRICT Teton County

NOTE: Do not fold this form. Use typewriter or print neatly with black ink.
ALL ITEMS MUST BE COMPLETED BEFORE APPLICATION IS ACCEPTABLE

NAME AND NUMBER OF WELL or SPRING Jackson Hole Airport #1 Well

1. Name of applicant(s) Jackson Hole Airport Board Phone (307) 733-7695

2. Address of applicant(s) P.O. Box 159 (MAILING ADDRESS) Jackson (CITY) WY (STATE) 83001 (ZIP)

3. Name & address of agent to receive correspondence and notices Jorgensen Associates Attn: Francesca Paolucci-Rice

P.O. Box 9550 (MAILING ADDRESS) Jackson (CITY) WY (STATE) 83001 (ZIP) Phone (307) 733-5150

4. Use to which the water will be applied

- [ ] Domestic — Use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totaling one acre or less. Number of houses served?____.
- [ ] Stock Watering — Normal livestock use at four tanks or less within one mile of well or spring. Stock-watering pipelines and commercial feedlots are a Miscellaneous use. Number of stock tanks?____.
- [ ] Irrigation — Watering of any lands for agricultural purposes not covered by the definition of domestic use (large-scale lawn watering of golf courses, cemeteries, recreation areas, etc., are Miscellaneous uses).
- [ ] Municipal — Use of water in incorporated Towns and Cities. Note 1: use of water in unincorporated towns, subdivisions, improvement districts, mobile home parks, etc. are Miscellaneous uses. Note 2: a permit may be required by the Wyoming Department of Environmental Quality (WDEQ) if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- [ ] Industrial — Long term use of water for the manufacture of a product or production of oil/gas or other minerals (oil field water flood operations, power plant water supply, etc.). (Describe in REMARKS)
- [x] Miscellaneous — Any use of water not defined under previous definitions such as stock-watering pipelines, subdivisions, mine dewatering, mineral/oil exploration drilling, potable supplies in office, etc. (Describe in REMARKS). Note: a permit may be required by the WDEQ if the well will be classified as a public water supply under the WDEQ's rules and regulations.
- [ ] Coalbed Methane — Water produced in the production of coal bed methane gas. Note: wells used in the production of coal bed methane gas will require a permit from the Wyoming Oil and Gas Conservation Commission.
- [ ] Monitor, Observation — Note: a WDEQ permit may be required. [ ] Test Well (Describe in REMARKS)

5. Location of the well or spring: (NOTE: Quarter-quarter (40 acre subdivision) MUST be shown. EXAMPLE: SE 1/ 4 NW 1/ 4 of Sec. 12, Township 14 North, Range 68 West.) U.S.
Teton County, NE 1/4 SW 1/4 of Sec. 14, T. 42 N., R. 116 W. of the 6th P.M. (W.R.M.), Wyoming. If located in a platted subdivision, also provide Lot/Tract ____ Block ____ of the ____ Subdivision (or Add'n) of ____. Resurvey Location: Tract ____, (or Lot) ____.

6. Estimated depth of the well or spring is 120 ft. Estimated production interval is 95 ft. to 115 ft.

7. (a) MAXIMUM instantaneous flow of water to be developed and beneficially used: 180 gallons per minute. NOTE: if for Domestic and/or Stock-watering use, this application will be processed for a maximum of 25 gallons per minute. For a spring, after approval of this application, some type of artificial diversion or improvement must be constructed to qualify for a water right.

(b) MAXIMUM volumetric quantity of water to be developed and beneficially used per calendar year: 15 million. Circle appropriate units: (Gallons) (Acre Feet) NOTE: A four person family utilizes approximately one (1) acre-foot of water per year or 325,000 gallons.

8. Mark the point(s) or area(s) of use in the tabulation box below. Note: Upper row refers to the quarter of the section. Next row refers to the quarter of the quarter section.

per Reg. Reed 12-17-14 KP

| TABULATION BOX | | | | | | | | | | | | | | | | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| TWP | RNG | SEC | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | |
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 42N | 116W | 14 | | | | | | | | X | X | X | X | X | | | | | |
| | | | | | | | | | | Jackson Hole Airport Terminal | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

SEE REVERSE SIDE

Permit No. U.W. 200654 Book No. 1443 Page No. 54

9. If for Irrigation use:
   a. Describe MAXIMUM acreage to be irrigated in each 40 acre subdivision in the tabulation box above.
   b. ☐ Land will be irrigated from this well only.
   c. ☐ Land is irrigated from existing water right(s) with water from this well to be additional supply. Describe existing water right(s) under REMARKS.

10. If for Irrigation use, describe method of irrigation, i.e. center pivot sprinkler, flood, etc.: _____

11. The well or spring is to be constructed on lands owned by U.S.D.I., National Park Service
(The granting of a permit does not constitute the granting of a right-of-way. If any easement or right-of-way is necessary in connection with this application, it should be understood that the responsibility is the applicant's. A copy of the agreement should accompany this application, if the land is privately owned and the owner is not the co-applicant.)

12. The water is to be used on lands owned by U.S.D.I., National Park Service
(If the landowner is not the applicant, a copy of the agreement relating to the usage of the appropriated water on the land should be submitted to this office. If the landowner is included as co-applicant on the application, this procedure need not be followed.) NOTE: Water rights attach to the area(s) and/or point(s) of use.

REMARKS: See Attached Remarks Continuation Page

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief it is true, correct and complete.

Jorgensen Assocaites, P.C., Agent

Francesca Paolucci-Rice
Signature of Applicant or Authorized Agent

July 3
Date

, 20 13

By: Francesca Paolucci-Rice

THE LEGALLY REQUIRED FILING FEE MUST ACCOMPANY THIS APPLICATION

| | |
|---|---|
| DOMESTIC AND/OR STOCK WATERING USES (Domestic use is defined as use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totalling one acre or less.) | $50.00 |
| COAL BED METHANE USE | $50.00 |
| IRRIGATION, MUNICIPAL, INDUSTRIAL, AND MISCELLANEOUS USES | $75.00 |
| MONITOR (For water level measurements or chemical quality sampling) or TEST WELL USES | No Fee |

IF WELL WILL SERVE MULTIPLE USES, SUBMIT ONLY ONE (THE HIGHER) FILING FEE.

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING )
) ss.
STATE ENGINEER'S OFFICE )

This instrument was received and filed for record on the 10th day of July, A.D. 20 13, at 10:30 o'clock A. M.

Permit No. U.W. 200654

Beth Hebben
for State Engineer

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This application is approved subject to the condition that the proposed use shall not interfere with any existing rights to ground water from the same source of supply and is subject to regulation and correlation with surface water rights, if the ground and surface waters are interconnected. The use of water hereunder is subject to the further provisions of Chapter 169, Session Laws of Wyoming, 1957, and any subsequent amendments thereto.

Granting of a permit does not guarantee the right to have the water level or artesian pressure in the well maintained at any specific level. The well should be constructed to a depth adequate to allow for the maximum development and beneficial use of ground water in the source of supply.

If the well is a flowing artesian well, it shall be so constructed and equipped that the flow may be shut off when not in use without loss of water into sub-surface formations or at the land surface.

Coal Bed Methane wells have Additional Conditions and Limitations on attachment sheet.

FOR ADDITIONAL CONDITIONS AND LIMITATIONS SEE ATTACHED STATUS SHEET

Approval of this application may be considered as authorization to proceed with construction of the proposed well or spring. A Statement of Completion must be filed within thirty (30) days of completion of construction, including pump installation.

Completion of construction and completion of the beneficial use of water for the purposes specified in Item 4 of this application will be made by December 31, 20 14.

The amount of appropriation shall be limited to the quantity to which permittee is entitled as determined at time of proof of application of water to beneficial use.

Witness my hand this 17th day of July, A.D. 20 13.

for John R. Hayes
PATRICK T. TYRRELL, State Engineer

## REMARKS CONTINUATION

PERMIT NO. U.W. 200654

The Jackson Hole Airport #1 Well will supply water for potable, culinary, sanitary, landscape watering, and other associated uses at the Jackson Hole Airport Terminal. Water from this well will be co-mingled with water from the Jackson Hole Airport #2 Well for which a permit application is being submitted contemporaneously. The terminal is currently supplied by the Terminal No. 1 Well, under Permit U.W. 76409 and its enlargement Permit U.W. 86871. Because of a proposed airport terminal expansion, the Terminal No. 1 Well will no longer be operable; therefore, when the Jackson Hole Airport #1 and #2 Wells are completed, the rights under the Permits U.W. 76409 and U.W. 86871 will be voluntarily abandoned and the wells plugged and capped.

FORM C&L,C1

PERMIT NO. U.W. 200651
*T.F. No. 43-6-262*

## PERMIT STATUS

**Priority Date** July 10, 2013 **Approval Date** JUL 17 2013

In order to comply with Executive Order 2011-5, this application was reviewed to determine impacts to Greater Sage Grouse populations if the project proponent was granted permission to construct the subject well. A review of aerial photography revealed that the subject well will be located at the Jackson Hole Airport, an area that has been previously disturbed. As such, there are no additional conditions of approval that must be attached to this permit in order to mitigate impacts to Greater Sage Grouse populations.

**ADDITIONAL CONDITIONS AND LIMITATIONS:**

The water appropriated under this ground water permit and the waters of the Snake River and its tributaries have been determined to constitute one source of supply and the provisions of Section 41-3-916, Wyoming Statutes, shall apply as follows:

> "**41-3-916. Priority of rights when 1 source of supply.** Where underground waters in different aquifers are so interconnected as to constitute in fact one source of supply, or where underground waters and the waters of surface streams are so interconnected as to constitute in fact one source of supply, priorities of rights to the use of such interconnected waters shall be correlated and such single schedule of priorities shall relate to the whole common water supply. The state engineer may by order adopt any of the corrective controls specified in section 17 of this act [41-3-915]. Source: Laws 1957, ch. 169, 18;W.S. 1957, 41-133."

As such, any required regulation of the water rights of the Snake River and its tributaries in the future shall consider this permit under the priority date shown, together with all other rights to use water from the Snake River and its tributaries.

7/17/2013
**Date of Approval**

for Tom R. Hayji
**PATRICK T. TYRRELL, State Engineer**

JADE HENDERSON – **Superintendent**
PO BOX 277
COKEVILLE, WY 83114
307-279-3441

NOTICE OF EXPIRATION OF TIME FOR COMPLETION AND/OR COMPLETION OF BENEFICIAL USE MAILED SEP 30 2014

December 17, 2014 - Statement of Completion on March 29, 2014 received.
December 17, 2014 - Proof of Beneficial Use on April 30, 2014 received.

December 17, 2014 - This permit has been enlarged by Permit No. U.W.203287 for additional use, points of use and instantaneous flow only.
There is no physical enlargement of this well.

SCANNED FEB 20 2015
SCANNED JAN 25 2016

07-08-2013: To: Wyoming State Engineer's Office, From: Jorgensen Associates for the Jackson Hole Airport Board, Subject: Application Materials for Permits and Fees

JORGENSEN ASSOCIATES, PC
Engineering • Land Surveying • Planning

SCANNED JUL 11 2013

July 8, 2013

Ms. Lisa Lindemann, Administrator
Ground Water Division of the State Engineer's Office
Herschler Building, 4E 122 West 25th Street
Cheyenne, Wyoming 82002
307-777-6163
VIA Certified Return Receipt Mail

RECEIVED
JUL 10 2013
STATE ENGINEERS
CHEYENNE, WYOMING

Re: U.W. 5 Permit Applications for:
Jackson Hole Airport #1 Well
Jackson Hole Airport #2 Well
Jackson Hole Airport Fire #1 Well
Jackson Hole Airport Fire #2 Well
Jorgensen Associates, P.C. Project No. 13033.01.81

Dear Ms. Lindemann,

For processing, please find enclosed the following items:

- Applications for Permits to Appropriate Ground Water, U.W. 5 Forms, for the four (4) above-referenced wells,
- Jorgensen Associates, P.C. check no. 40186 in the amount of $300 for the application fees.

Should you have any questions or require additional information, please do not hesitate to contact me at our office. Thank you for your assistance.

Sincerely,
JORGENSEN ASSOCIATES, P.C.

Francesca Paolucci-Rice

Francesca Paolucci-Rice
Encl.
cc: Eiden's Construction (Dustin Eiden), Jackson Hole Airport Board (Ron Campbell)

H:\2013\13033\01 - Wells\Docs\Correspondence\2013-07-08 Let SEO Submit UW5s 13033.01.docx

P.O. Box 9550 - 1315 Hwy 89 South, Suite 203 - Jackson, WY 83002 - Phone: 307.733.5150 - Fax: 307.733.5187
E-mail: ja@jorgensenassociates.com

7/10/13 10:30 AM

FORM UW5-18090
Rev. 6/07
FILING FEE SCHEDULE
ON REVERSE SIDE
E14391

# STATE OF WYOMING

OFFICE OF THE STATE ENGINEER
HERSCHLER BLDG., 4-E CHEYENNE, WYOMING 82002
(307) 777-6163

## APPLICATION FOR PERMIT TO APPROPRIATE GROUND WATER

APPLICATION FOR WELLS AND SPRINGS

Note: Only springs flowing 25 gallons per minute or less, where the proposed use is domestic and /or stock watering, will be considered as ground water appropriations.

Temporary Filing No. U.W. 43-6-262W

FOR OFFICE USE ONLY

PERMIT NO. U.W. **200654**
WATER DIVISION NO. 4 DISTRICT 16
U.W. DISTRICT Teton

**NOTE: Do not fold this form. Use typewriter or print neatly with black ink.**
**ALL ITEMS MUST BE COMPLETED BEFORE APPLICATION IS ACCEPTABLE**

NAME AND NUMBER OF WELL or SPRING: JACKSON HOLE AIRPORT #1 WELL

1. Name of applicant(s) JACKSON HOLE AIRPORT BOARD Phone: 307-733-7695
2. Address of applicant(s) PO BOX 159 (MAILING ADDRESS) JACKSON (CITY) Wyoming (STATE) 83001 (ZIP)
3. Name & address of agent to receive correspondence and notices JORGENSEN ASSOCIATES
   PO BOX 9550 (MAILING ADDRESS) JACKSON (CITY) Wyoming (STATE) 83001 (ZIP) Phone: 307-733-5150
4. Use to which the water will be applied:

| | | |
|---|---|---|
| ☐ | Domestic: | Use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totaling one acre or less. Number of houses served?____. |
| ☐ | Stock Watering: | Normal livestock use at four tanks or less within one mile of well or spring. Stockwatering pipelines and commercial feedlots are a miscellaneous use. Number of stock tanks?____. |
| ☐ | Irrigation: | Watering of any lands for agricultural purposes not covered by the definition of domestic use (large-scale lawn watering of golf courses, cemeteries, recreation areas, etc., is miscellaneous use). |
| ☐ | Municipal: | Use of water in incorporated Towns and Cities. Note 1: use of water in unincorporated towns, subdivisions, improvement districts, mobile home parks, etc. is classified as miscellaneous use. Note 2: a permit may be required by the Wyoming Department of Environmental Quality (WDEQ) if the well will be classified as a public water supply under the WDEQ's rules and regulations. |
| ☐ | Industrial: | Long term use of water for the manufacture of a product or production of oil/gas or other minerals (oil field water flood operations, power plant water supply, etc.). (Describe in REMARKS) |
| ☒ | Miscellaneous: | Any use of water not defined under previous definitions such as stock water pipelines, subdivisions, mine dewatering, mineral/oil exploration drilling, potable supplies in office, etc. (Describe in Remarks). Note: a permit may be required by the WDEQ if the well will be classified as a public water supply under the WDEQ's rules and regulations. |
| ☐ | Coalbed Methane | Water produced in the production of coal bed methane gas. Note: wells used in the production of coal bed methane gas will require a permit from the Wyoming Oil and Gas Conservation Commission. |
| ☐ | Monitor, Observation | Note: a WDEQ permit may be required ☐ Test Well: (Describe in REMARKS) |

5. Location of the well or spring: (NOTE: Quarter-quarter (40 acre subdivision) MUST be shown. EXAMPLE: SE 1/4 NW 1/4 of Sec. 12, Township 14 North, Range 68 West.)
   Teton County, NE 1/4 SW 1/4 of Sec. 14, T. 042N, R. 116W of the 6th P.M. (W.R.M.), Wyoming. If located in a platted subdivision, also provide Lot/Tract ___ Block ___ of the ___ Subdivision (or Add'n) of Teton. Resurvey Location: Tract ___, (or Lot) ___.
6. Estimated depth of the well or spring is 120 feet. Estimated production interval is 95 ft. to 115 ft.
7. (a) MAXIMUM instantaneous flow of water to be developed and beneficially used: 180 gallons per minute. NOTE: if for domestic and / or stock use, this application will be processed for a maximum of 25 gallons per minute. For a spring, after approval of this application, some type of artificial diversion or improvement must be constructed to qualify for a water right.

   (b) MAXIMUM volumetric quantity of water to be developed and beneficially used per calendar year: 15000000 gallons. Circle appropriate units: (Gallons) (Acre Feet) A four person family utilizes approximately one (1) acre-foot of water per year or 325,000 gallons.
8. Mark the point(s) or area(s) of use in the tabulation box below. Note: Upper row refers to the quarter of the section. Next row refers to the quarter of the quarter section.

TABULATION BOX

| TWP | RNG | SEC | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| | | | | | | | | (See Attachment Sheet.) | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

SEE REVERSE SIDE

Permit No. U.W. **200654** Book No. **1443** Page No. **54**

9. If for irrigation use:
   a. Describe MAXIMUM acr[illegible]o be irrigated in each 40 acre subdivision in the tabulation b[illegible]ove.
   b. [illegible] Land will be irrigated from this well only.
   c. [illegible] Land is irrigated from existing water right(s) with water from this well to be additional supply. Describe existing water right(s) under REMARKS.

10. If for irrigation use, describe method of irrigation, i.e. center pivot sprinkler, flood, etc.:_____

11. The well or spring is to be constructed on lands owned by JACKSON HOLE AIRPORT BOARD
(The granting of a permit does not constitute the granting of a right-of-way. If any easement or right-of-way is necessary in connection with this application, it should be understood that the responsibility is the applicant's. A copy of the agreement should accompany this application, if the land is privately owned and the owner is not the co-applicant.)

12. The water is to be used on lands owned by JACKSON HOLE AIRPORT BOARD
(If the landowner is not the applicant, a copy of the agreement relating to the usage of the appropriated water on the land should be submitted to this office. If the landowner is included as co-applicant on the application, this procedure need not be followed.) NOTE: Water rights attach to the area(s) and/or point(s) of use.

REMARKS: The Jackson Hole Airport #1 Well will supply water for portable, culinary, sanitary, landscape watering, and other associated uses at the Jackson Hole Airport Terminal. Water from this well will be co-mingled with water from the Jackson Hole Airport #2 Well for which a permit application is being submitted contemporaneously. (See Continuation Sheet for remaining remarks.)

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief it is true, correct and complete.

For JORGENSEN ASSOCIATES — Signature of Applicant or Authorized Agent

July 3, 20 13 — Date

THE LEGALLY REQUIRED FILING FEE MUST ACCOMPANY THIS APPLICATION

| | |
|---|---|
| DOMESTIC AND/OR STOCK WATERING USES (Domestic use is defined as use of water in 3 single family dwellings or less, noncommercial watering of lawns and gardens totalling one acre or less.) | $50.00 |
| COAL BED METHANE USE | $50.00 |
| IRRIGATION, MUNICIPAL, INDUSTRIAL, MISCELLANEOUS USES | $75.00 |
| MONITOR(For water level measurements or chemical quality sampling) or TEST WELL USES | No Fee |

IF WELL WILL SERVE MULTIPLE USES, SUBMIT ONLY ONE (THE HIGHER) FILING FEE.

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING )
) ss.
STATE ENGINEER'S OFFICE )

This instrument was received and filed for record on the 10 day of July, A.D. 20 13, at 10:30 o'clock A M.

Permit No. U.W. **200654**

Beth Tebben
BETH TEBBEN For State Engineer

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This application is approved subject to the condition that the proposed use shall not interfere with any existing rights to ground water from the same source of supply and is subject to regulation and correlation with surface water rights, if the ground and surface waters are interconnected. The use of water hereunder is subject to the further provisions of Chapter 169, Session Laws of Wyoming, 1957, and any subsequent amendments thereto.
Granting of a permit does not guarantee the right to have the water level or artesian pressure in the well maintained at any specific level. The well should be constructed to a depth adequate to allow for the maximum development and beneficial use of ground water in the source of supply.
If the well is a flowing artesian well, it shall be so constructed and equipped that the flow may be shut off when not in use without loss of water into sub-surface formations or at the land surface.
Coal Bed Methane wells have Additional Conditions and Limitations on attachment sheet.

FOR ADDITIONAL CONDITIONS AND LIMITATIONS SEE ATTACHED STATUS SHEET.
September 30, 2014 - Notice of Expiration of Time for Completion and/or Completion of Beneficial Use mailed.
December 17, 2014 - Statement of Completion on March 29, 2014 received.
December 17, 2014 - Proof of Beneficial use on April 30, 2014 received.

Approval of this application may be considered as authorization to proceed with construction of the proposed well or spring. A Statement of Completion will be filed within thirty (30) days of completion of construction, including pump installation.

Completion of construction and completion of the beneficial use of water for the purposes specified in Item 4 of this application will be made by December 31, 2014.

The amount of appropriation shall be limited to the quantity to which permittee is entitled as determined at time of proof of application of water to beneficial use.

Witness my hand this 17 day of July, A.D. 20 13.

John Harju
JOHN HARJU For State Engineer

## Attachment Sheet for Permit No. P200654.0W

| TWN | RGE | SEC | NE1/4 | | | | NW1/4 | | | | SW1/4 | | | | SE1/4 | | | | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | |
| 042N | 116W | 14 | | | | | | | | A X | A X | A X | A X | A X | | | | | |
| 042N | 116W | 14 | | | | | | | | A X | A X | A X | A X | A X | | | | | |
| | | | | | | | | | | | | | | | | | | Total Acreage | 0.00 |

PERMIT NO. 200654

PERMIT STATUS

Priority Date July 10, 2013 Approval Date July 17, 2013

ADDITIONAL CONDITIONS AND LIMITATIONS:

In order to comply with Executive Order 2011-5, this application was reviewed to determine impacts to Greater Sage Grouse populations if the project proponent was granted permission to construct the subject well. A review of aerial photography revealed that the subject well will be located at the Jackson Hole Airport, an area that has been previously disturbed. As such, there are no additional conditions of approval that must be attached to this permit in order to mitigate impacts to Greater Sage Grouse populations.

ADDITIONAL CONDITIONS AND LIMITATIONS:

The water appropriated under this ground water permit and the waters of the Snake River and its tributaries, have been determined to constitute one source of supply and the provisions of Section 41-3-916, Wyoming Statutes, shall apply as follows:

"41-3-916. Priority of rights when 1 source of supply. Where underground waters in different aquifers are so interconnected as to constitute in fact one source of supply, or where underground waters and the waters of surface streams are so interconnected as to constitute in fact one source of supply, priorities of rights to the use of such interconnected waters shall be correlated and such single schedule of priorities shall relate to the whole common water supply. The state engineer may by order adopt any of the corrective controls specified in section 17 of this act [41-3-915]. Source: Laws 1957, ch. 169, 18;W.S. 1957, 41-133."

As such, any required regulation of the water rights of the Snake River and its tributaries, in the future shall consider this permit under the priority date shown, together with all other rights to use water from the Snake River and its tributaries.

Date of Approval PATRICK T. TYRRELL, State Engineer

JADE HENDERSON – Superintendent
PO BOX 277 279-3650
COKEVILLE, WY 83114

July 17, 2013

Date of Approval

For PATRICK T. TYRRELL, State Engineer

## REMARKS CONTINUATION SHEET 1

T.F. No. 43-6-262W

The terminal is currently supplied by the Terminal No. 1 Well, under Permit U.W. 76409 and its enlargement Permit No. U.W. 86871. Because of a proposed airport terminal expansion, the Terminal No. 1 Well will no longer be operable; therefore, when the Jackson Hole Airport #1 and #2 Wells are completed, the rights under the Permits U.W. 76409 and U.W. 86871 will be voluntarily abandoned and the wells plugged and capped.

06 DATA

Grand Teton National Park

JH AIRPORT #1 WELL (PERMIT UW-200654) ENL. JH AIRPORT #1 WELL (PERMIT UW-203287)

Supporting Hydrologic Data

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# State Engineer's Office

MATTHEW H. MEAD
GOVERNOR

HERSCHLER BUILDING, 4-E CHEYENNE, WYOMING 82002
(307) 777-7354 FAX (307) 777-5451

PATRICK T. TYRRELL
STATE ENGINEER

March 28, 2014

Weber Drilling
Attn: Roy Weber, 04WDPI028
1305 Gregory Lane
Jackson, WY 83001

Jorgensen Associates
Attn: Thomas Kirsten, P.E.
PO Box 9550
Jackson, WY 83002

Re: Variance Request for Permit No. U.W. 200654 (Jackson Hole Airport #1 Well) and Permit No. U.W. 200656 (Jackson Hole Airport Fire #1 Well)

Dear Messrs. Weber and Kirsten,

On March 28, 2013, the State Engineer's Office (SEO) received your variance request for the above referenced permits. Based on your correspondence, the SEO understands the following:

- You are seeking a variance from the requirement to use commercially manufactured screen in a Type II well.
- You are proposing to use a rotary-wheel perforator to produce ¼-inch by 1-inch perforations.
- You are proposing to place perforations within a 15-foot interval, resulting in 660 perforations.
- The casing will be 12-inch steel.
- The boreholes contains clays, silts, gravels and very fine-grained sands, with the exception of an interval between 105- to 120-feet bgs, that contains large gravels (up to 8-inches in diameter).
- In Permit No. U.W. 200654, the interval between 142 and 169 feet below ground has commercially manufactured screen; however, this interval contains fine grained material, and, following development, continues to produce silts and sands.
- In Permit No. U.W. 200656, the interval between 151 and 175 feet below ground has commercially manufactured screen; however, this interval contains fine grained material, and, following development, continues to produce silts and sands.
- The wells were initially screened deeper in an attempt to limit interference between other wells in the vicinity (including each other).
- You have reason to believe that perforating the interval from 105- to 120-feet below ground surface will allow water production from this interval and will decrease the entrance velocity in the screened interval (thereby limiting sand production).
- You do not intend to perforate any interval outside the zone from 105- to 120-feet below ground surface.
- Following perforation of the wells, you will be using compressed air to develop the perforated interval.
- The development process will result in wells which will not produce sand.
- Following completion, the wells will be disinfected as described in the SEO's Part III Rules.

In evaluating your request, I reviewed a few documents which detail the regional and local hydrogeology, including *Hydrogeology and Water Quality in the Snake River Alluvial Aquifer at Jackson Hole Airport, Jackson, Wyoming, September 2008-June 2009: U.S. Geological Survey Scientific Investigations Report 2010-5172 (Wright, 2010)* and also *Water Resources of Teton County, Wyoming, Exclusive of Yellowstone National Park, U.S. Geological Survey Water-Resources Investigations Report 95-4204 (Nolan and Miller, 1995)*. Nolan and Miller (1995) observe that, regionally, wells in the Quaternary unconsolidated deposits are generally less than 200 feet deep and indicate thin clays and other fine-grained strata. Nolan and Miller further go on to state that these strata "… likely are discontinuous and of small lateral extent…" Wright (2010) describes the Snake River alluvial aquifer as unconfined and as part of his investigation, reported on the installation, water-level measurements, and sampling for several groundwater-monitoring wells installed in the area of the Jackson Hole Airport. Although he did not install monitoring wells as deep as 170-feet, the investigation did include installing a nested pair with one well straddling the air-water interface (40-60-feet below ground), and one well installed to approximately 105 feet below ground. Water-

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level measurements indicated a downward hydraulic gradient between this pair, and Wright concluded the ratio of horizontal to vertical hydraulic gradient was 1.78:1. Wright also described the hydrographs indicative of precipitation driven recharge during the spring and irrigation-induced recharge during the summer and fall. Although his deep well was not as deep as your screened interval, Wright does not indicate significant hydrologic separation between the shallow and deep nested pair. Water level measurements also appear to track very similarly between the pair. *Hydrogeology and Water Quality in the Snake River Alluvial Aquifer at Jackson Hole Airport, Jackson, Wyoming, Water Years 2011 and 2012: U.S. Geological Survey Scientific Investigations Report 2013-5184 (Wright, 2013)* provides data related to another water-table and deep well nested pair and also provides additional monitoring related to the previously installed nested pair. Wright (2013) also concludes that the Snake River alluvial aquifer at the Jackson Hole Airport is "relatively homogeneous" based on the relatively narrow range of hydraulic gradients and lithologic data associated with drilling several monitoring wells.

Although I appreciate your attempt to protect them from intra-well interference, completing these wells in slightly different vertical intervals may not offer much insurance. Interestingly enough, the two wells in question were not first completed with any significant vertical separation from one another (151 to 175 and 142 to 169 in fact overlap), and perforating the same interval within each of these wells only continues this mimicking.

As I review our permitting record, it appears that you may be installing other wells in close vicinity in order to serve the Jackson Hole Airport. Four Ground Water Well Permits (of which these are two) authorize construction of wells within the same quarter/quarter location. Wright (2010) indicates significant saturated thickness in the area with the water table about 40-60 feet below ground surface in the area of the Jackson Hole Airport. If you are installing additional wells, it may make sense to evaluate the conditions within your existing boreholes before completing additional wells. Testing the existing two wells may indicate a lack of sympathetic drawdown or indicate little drawdown at your intended production rates (they may not, too). In either event, those test results may inform future activities.

The SEO continues to have concerns regarding customized perforations. Based on the information you provided, it appears you believe the variance will result in wells which are more productive for the appropriator and will limit the production of fine-grained material. Based on all of the above factors, the SEO grants your variance request. If you have any questions regarding the consideration of your request, you may contact me at (307) 777-2974.

Sincerely,

George Moser, P.G.

Cc: Lisa Lindemann, P.G., Administrator – Ground Water Division
Jackson Hole Airport Board

SCANNED APR - 1 2014
george moser <george.moser@wyo.gov>

# Jackson Airport Wells #1 and #1 Fire Well Perf. Variance

**Roy weber** <rjweberdrill@gmail.com> Fri, Mar 28, 2014 at 10:30 AM
To: george.moser@wyo.gov
Cc: lisa.lindemann@wyo.gov

**From:** Jack Weber [jackweber@qwestoffice.net] on behalf of Roy weber [rjweberdrill@gmail.com]
**Sent:** Thursday, March 27, 2014 10:20 AM
**To:** 'george.moser@wyo.gov'
**Cc:** 'lisalindeman@wyo.gov'; 'jackweber@qwestoffice.net'
**Subject:** Jackson Hole Airport Wells Perforation Variance

March 28, 2014

George,

We are requesting a variance for Jackson Hole Airport Wells # 1, and #1 fire well to perforate. Permit numbers 200654, and 200656. We drilled to 175'. Because of the close 50' proximity we did not want the wells interacting with one another. The lithology is gravel sand and silt all the way down with cleaner gravel at the top. After installing stainless steel screens in two of them and we plan on installing one in the third well, we cannot get the fine sand and silt to develop out of the screens. Therefore we are requesting perforating from 105'-120' where the gravel is up to 8",cleaner, and no silt. As usual, they are in a pinch to get these wells going. So whatever you can do to expedite the process would be greatly appreciated. The well casing is 12" .375 wall steel casing. Well development will be using air jet method. Screen in well #1 was set at 142'-169'. Screen in #1 Fire Well was set at 151'-175'. The proposed number of perforations will be 660. Size of perforations are 1"x1/4" per well. If you have any questions please call or email.

Thank you,

Roy Weber

Weber Drilling

1305 Gregory Lane

Jackson, WY 83001

(307) 413-0419

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george moser <george.moser@wyo.gov>

## Jackson Hole Airport Wells Perforation Variance

**Roy weber** <rjweberdrill@gmail.com>
To: george.moser@wyo.gov
Cc: lisalindeman@wyo.gov, jackweber@qwestoffice.net

Thu, Mar 27, 2014 at 10:19 AM

March 27, 2014

George,

We are requesting a variance for Jackson Hole Airport Wells # 1, 2, and #1 fire well to perforate. Permit numbers 200654, 200655, and 200656. We drilled to 175'. Because of the close 50' proximity we did not want the wells interacting with one another. The lithology is gravel sand and silt all the way down with cleaner gravel at the top. After installing stainless steel screens in two of them and we plan on installing one in the third well, we cannot get the fine sand and silt to develop out of the screens. Therefore we are requesting perforating from 105'-120' where the gravel is up to 8",cleaner, and no silt. As usual, they are in a pinch to get these wells going. So whatever you can do to expedite the process would be greatly appreciated. The well casing is 12" .375 wall steel casing. Well development will be using air jet method. The proposed number of perforations will be 660. Size of perforations are 1"x1/4" per well. If you have any questions please call or email.

Thank you,

Roy Weber

Weber Drilling

1305 Gregory Lane

Jackson, WY 83001

(307) 413-0419

07 OTHER

Grand Teton National Park

JH AIRPORT #1 WELL (PERMIT UW-200654) ENL. JH AIRPORT #1 WELL (PERMIT UW-203287)

Other Supporting Information

SCANNED DEC 17 2014

**THIRD AMENDMENT TO THE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD**

This Third Amendment to the Agreement Between the United States Department of the Interior and the Jackson Hole Airport Board is entered into effective the 18 day of May, 2011 by and between the Jackson Hole Airport Board, a body corporate organized under the laws of the State of Wyoming (the "Board") and the United States of America, acting through the Department of the Interior (the "Department").

**WHEREAS**, the Jackson Hole Airport (the "Airport") was established at its present location in the 1930's, has been served by commercial airlines since 1941;

**WHEREAS,** the Act of March 18, 1950, 16 U.S.C. §§7a-7e authorizes the Secretary of the Interior to enter into agreements with public agencies, such as the Board, for the improvement, operation and maintenance of airports within national parks;

**WHEREAS**, pursuant to said Act, the Department and the Board entered into an Agreement dated April 27, 1983, as amended July 29, 1985 and July 30, 2003 (the "Agreement"), for the operation of the Airport within Grand Teton National Park (the "Park");

**WHEREAS**, the Agreement provides for a term of 30 years, and grants the Board two 10-year options to renew, which options have been exercised by the Board;

**WHEREAS,** to facilitate its qualification for Federal Aviation Administration Grants In-Aid and for appropriate amortization of costs of improvement, including navigation and noise abatement aids, the Board has requested that it be granted two additional 10-year options to renew the Agreement term; and

**WHEREAS**, the Board is in material compliance with the terms and conditions of the Agreement, and the Department has complied with the requirements of the National Environmental Policy Act with respect to this proposal.

**NOW THEREFORE**, for valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The first sentence of Section 1(a) of the Agreement is amended by striking all after the semicolon and substituting the following in lieu thereof: "provided, that at the end of the 10th year of said 30-year term and within 120 days prior to the end of each 10-year period thereafter the Board shall have the option to renew this Agreement for an additional 10-year term, unless the Department has given the Board notice that the Board has not substantially and satisfactorily complied with all of the essential terms and conditions of this Agreement, in which event (a) the Board may not exercise an option until the Department determines that such failure of compliance has been cured by the Board, or (b) the Board has obtained a judicial determination that it is in such compliance. In either of these events, the Board's time for option exercise shall be extended until 30 days after its receipt of either determination."

2. The last sentence of Section 1(a) of the Agreement is amended by striking the word "50" and substituting "70" in lieu thereof.

3. Section 12 of the Agreement is deleted and replaced with the following:

   12. Cooperation, Review of Agreement Terms and Mitigation Measures. The parties agree to confer with each other from time to time during the term of this Agreement relative to any changed circumstances, including without limitation any technological advances which are available on a commercially reasonable basis relative to operations at the Airport. In addition, the parties agree to comprehensively review the terms and conditions of this Agreement, from time to time during any term

of this Agreement, but no less often than every five (5) years, and (a) discuss whether any amendments to this Agreement would result in better ensuring that the Airport remains compatible with the purposes and values of Grand Teton National Park, would improve the safety and efficiency of Park and/or Airport operations, or other such amendments as the parties deem appropriate, and (b) discuss and identify mitigation measures which may then be available to comply with the requirements of Section 4(i) of this Agreement.

4. Section 4 of the Agreement is amended by adding to the end thereof a new paragraph (i) which reads as follows:

(i) Mitigation of Effects. In addition to meeting the cumulative and single event standards set forth above, the Board shall seek to further reduce noise and other negative environmental impacts associated with the Airport. The Board will act in good faith and in coordination and cooperation with the National Park Service to develop and implement such reasonable and cost-effective mitigation measures as may be available to reduce environmental impacts on the Park to the lowest practicable levels consistent with the safe and efficient operations of the Airport, and with applicable law and contractual obligations.

Nothing in this paragraph 4 (i) shall require the Board to pursue or implement any mitigation or other measure which would result in a violation of law, or FAA grant agreements and assurances, or the Board's other contractual obligations existing on August 1, 2010, or for which funding is not reasonably available, or which would result in a *de minimis* environmental benefit when compared to costs.

5. Section 13 of the Agreement is amended by adding to the end thereof a new paragraph (h) which reads as follows:

(h) Biennial Report. By March 31, 2012, and each two years thereafter, the Board shall submit a report to the National Park Service describing the Board's activities and operations for the previous two calendar years, its efforts at reducing negative environmental impacts, and specifically its efforts to reduce its noise impacts on the Park. The National Park Service shall acknowledge receipt of and respond to each such report within 120-days of receipt.

UNITED STATES
DEPARTMENT OF THE INTERIOR

By: _____
Regional Director, Intermountain Region,
National Park Service

Date: 16 May 2011

JACKSON HOLE AIRPORT BOARD

By: _____
Clay James, President

Date: 18 May 2011

ATTEST:

_____
Secretary

Date: 18 May 2011

SCANNED DEC 17 2014



# SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE JACKSON HOLE AIRPORT BOARD

This Second Amendment to the Agreement Between the United States Department of the Interior and the Jackson Hole Airport Board is entered into effective the 30th day of July, 2003 by and between the Jackson Hole Airport Board, a body corporate organized under the laws of the State of Wyoming (the "Board") and the United States of America, acting through the Department of the Interior (the "Department").

**WHEREAS,** the Act of March 18, 1950, 16 U.S.C. § 7a-7e authorizes the Secretary of the Interior to enter into agreements with public agencies, such as the Board, for the improvement, operation and maintenance of airports within national parks;

**WHEREAS,** pursuant to said Act, the Department and the Board entered into an Agreement dated April 27, 1983, as amended July 29, 1985 (the "Agreement"), for the operation of the Jackson Hole Airport within Grand Teton National Park;

**WHEREAS,** the Department proposes to construct a helicopter facility on the Airport at a location outside the development subzone, and the Board desires to facilitate such construction, under mutually agreeable terms; and

**WHEREAS,** the Department has complied with the requirements of the National Environmental Policy Act with respect to its proposed construction of a helicopter facility at such location on the Airport.

**NOW THEREFORE,** for valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The Agreement is amended by adding a new Section 7(f) as follows:

   (f) Department Helicopter Facility. Notwithstanding anything to the contrary herein, the parties agree that the Department may construct, operate and maintain a helicopter facility (the "Helibase") at a location generally depicted on the annexed **Attachment G**. The construction, operation and maintenance of the Helibase shall be contingent upon and subject to the terms of a separate agreement to be negotiated and executed by the parties.

2. The Agreement is further amended by adding a new Subsection 4(i) as follows:

(i) Exemption for Certain Operations Necessary for Public Health and Safety. Notwithstanding anything in this Section 4 to the contrary, in recognition that the helicopter operations from the Helibase authorized in Section 7(f) of this Agreement are conducted for purposes of public health and safety, and/or in direct furtherance of the mission of federal resource management agencies, the Board is relieved of its obligation under Paragraph 4(e) above, to notify operators of aircraft originating from the Helibase to avoid noise sensitive areas of Grand Teton National Park, or to take efforts to limit the approaches and departure routes of such aircraft, and such aircraft operations shall be exempt from the single event limit, and shall not count against the cumulative noise limits of Subsections 4(f) and (g) above.

3. Other then as set forth in Paragraph 1 above, the Agreement shall not be otherwise amended, but shall remain in full force and effect in accordance with its terms.

JACKSON HOLE AIRPORT BOARD

By: _____
President

Date: 07/30/03

ATTEST:

michelle Buschow
For Secretary

Date: 7/30/03

UNITED STATES DEPARTMENT OF THE INTERIOR

By: _____
Regional Director, Intermountain Region, National Park Service

Date: 7/21/03

SCANNED DEC 17 2014

AMENDMENT TO THE
"AGREEMENT BETWEEN THE
UNITED STATES DEPARTMENT OF THE INTERIOR
AND THE
JACKSON HOLE AIRPORT BOARD,"
DATED APRIL 27, 1983

This amendment is entered into pursuant to Section 1(b) and Section 12 of the subject agreement.

The third paragraph of Section 4(e) of the subject agreement is hereby amended to read as follows: first sentence in the 6.1.X, L.M.

"The Board shall implement all measures contained in the revised plan as soon as is practicable, but no later than two (2) years from the effective date of this agreement. The Board shall take reasonable, timely, and diligent actions to secure Department of Transportation approval by November 14, 1985, that the revised plan is in accordance with FAR Part 150; shall timely amend said plan if necessary to obtain Department of Transportation approval; and shall implement any such amended revised plan as soon as is practicable after receiving approval, but no later than thirty (30) days thereafter."

Further, Section 5 of the subject agreement is hereby amended to read as follows:

"In the event the Board shall be in default due to its failure to perform any of the terms and conditions set forth in this agreement, the Department shall be entitled to terminate this agreement. The agreement may not be terminated without giving the Board an opportunity for a hearing on the merits as to the alleged default and without providing the Board a reasonable period within which to cure the default. This reasonable period shall be such time as will be sufficient to provide the Board with an opportunity to cure the default and shall be thirty (30) days from receipt of notice of default, or in the case of a default in the requirements of Section 4(f) of this agreement, ninety (90) days from receipt of notice of default; unless the Board shall demonstrate in writing and the Department shall concur, such concurrence not to be unreasonably withheld, that a longer period is necessary to provide the Board with an opportunity to cure the default."

ATTEST:

John W. Richards
Secretary

July 29, 1985
Date

JACKSON HOLE AIRPORT BOARD

By: T. G. Mayo Jensen
President

July 29, 1985
Date

UNITED STATES DEPARTMENT OF THE INTERIOR

By: Lorraine Mintzmyer
Regional Director, Rocky Mountain Region
National Park Service

JUL 19 1985
Date

SCANNED DEC 17 2014

AGREEMENT BETWEEN THE

UNITED STATES DEPARTMENT OF THE INTERIOR

AND THE

JACKSON HOLE AIRPORT BOARD

This agreement is entered into pursuant to the Act of March 18, 1950, 16 U.S.C. 7a-7e, by the United States of America acting through the Department of the Interior (Department) as represented by the Secretary of the Interior, and the Jackson Hole Airport Board (Board) which is an organization created under the laws of the State of Wyoming by Resolution of the Board of County Commissioners of Teton County, Wyoming and Ordinance of the Town of Jackson, Wyoming.

The Board has operated, and is presently operating an airport in Grand Teton National Park under permits with the U.S. Department of the Interior, National Park Service, presently scheduled to expire on April 25, 1995. 1/

The Secretary of the Interior has determined that the continued operation of such airport is necessary to the proper performance of the functions of the Department and that no feasible and prudent alternatives thereto exist. It is, therefore, the desire of the parties that this agreement be executed to extend the term of the present permit to provide a mechanism to facilitate the qualification for Federal Aviation Administration grants-in-aid and for appropriate amortization of improvement costs, to make necessary changes in the terms thereof, and to set forth more precisely the mutual obligations and responsibilities of the parties.

1/ Special Use Permits Nos. 14-10-217-146, April 29, 1955 and 1450-9-9022, August 1, 1979.

SP# 1460830018

## TERMS AND CONDITIONS

1. TERM OF AGREEMENT.

(a) Term. This agreement shall be effective upon the date of the last signature hereto and for a primary term of 30 years thereafter; provided, that at the end of the 10th year of said 30-year term and at the end of each 10-year period thereafter the Board shall have an option to renew this agreement for an additional 10-year term if the Board has substantially and satisfactorily complied with all of the essential terms and conditions of this agreement. The term of this agreement, as extended, shall not exceed 50 years.

(b) Extensions and Modifications. Further extensions, amendments or modifications may be negotiated by the parties on mutually satisfactory terms. Furthermore, upon expiration of the agreement the Parties agree to negotiate in good faith a mutually satisfactory extension of the agreement.

2. DESCRIPTION OF LAND.

During the term of this agreement the Board is authorized to use the following described land in Grand Teton National Park, to wit:

> Beginning at the SW corner of the NW 1/4, NW 1/4, Section 23, T. 42N., R. 116W., 6th Principal Meridian, running northward along the section line to the NW corner of the SW 1/4, Section 14. Then northwest to a point 280 feet south and 310 feet west of the NW corner of the SW 1/4, NW 1/4, Section 14; thence NE to the NW corner of the SW 1/4, NW 1/4, Section 14. Then NE to the NE corner NW 1/4, NW 1/4, Section 14, and then NE to a point 500 feet north and 250 feet east of the SW corner of the NW 1/4, NE 1/4, Section 11. Then in an easterly direction to a point 550 feet east of the SW corner of the NE 1/4, NE 1/4, Section 11; thence southward to the NW corner SW 1/4, NE 1/4, Section 14; then along the 1/4 section line to the center 1/4 corner of Section 14. Then southwesterly to the NE

corner, NW 1/4, NW 1/4, Section 23, and then south to the SE corner, NW 1/4, NW 1/4, Section 23, and then west to the point of beginning.

Said area contains ± 533 acres for the purpose of operating a public airport facility pursuant to the Act of March 18, 1950, as amended, supra.

In addition to those lands legally described above, additional lands, approximately 4.37 acres, are hereby assigned for the purpose of allowing the Airport Board to use and maintain the access road from U.S. Highway 26/89 that serves the airport. The extent of this additional land shall be 30 feet on each side of the center line for the sole purpose of maintenance and operation of the existing access road, which is approximately .6 mile in length. Maximum paving width on any future repaving shall not exceed a total of 24 feet. In advance of any reconstruction of the road, plans shall be reviewed by the National Park Service in accordance with section 7 of this agreement.

3. PAYMENTS.

In consideration of the permission to use the land described above and the other terms and conditions herein specified, the Board shall perform snow removal services for the airport access road and parking lots and maintain the access road as set forth in Section 7(e) of this agreement (which services were formerly performed by the Department), and pay to the United States the sum of one percent of the first $200,000 of Operating Receipts of the Board (excluding grants and revolving funds, as listed in Attachment A) and one-and-one-half percent of any Operating Receipts of the Board exceeding $200,000. "Operating Receipts" as used in this subparagraph means those funds received by the Board as the result of operations carried on at the airport and do not include federal, state or local grants, loan receipts, revolving funds, interest income or receipts from the Town of Jackson or Teton County, Wyoming. This fee shall be payable within sixty (60) days following the close of the Board's fiscal year and shall be paid to the Superintendent of Grand Teton National Park.

An interest charge will be assessed on overdue amounts for each 30 day period, or portion thereof, that payment is delayed. The percent of interest charged will be based on the current value of funds to the United States Treasury which is published quarterly in the Treasury Fiscal Requirements Manual.

4. REGULATIONS AND AIRPORT OPERATION.

(a) General. In the operation of the airport, the Board shall comply with all applicable Federal rules and regulations. The Board will be notified and afforded an opportunity to comment on any regulations proposed by the Department affecting airport operations.

(b) Management Responsibility. The Board is deemed the operator of the airport as defined in the applicable Department of Transportation regulations, and, as such, is solely responsible for the operation, management, utilization and maintenance thereof. The Board shall consult with the Department on such matters as may significantly affect the proper performance of the functions of the Department.

(c) Federal Aviation Administration Regulations. Airport operations must comply with the regulations of the Federal Aviation Administration governing operations of airports of this class and size.

(d) Federal Aviation Administration Special Use Permits. Special Use Permits issued to the Federal Aviation Administration for ILS/DME Clear Zones, Localizer Facility Sites, TVOR, RCAG and VASI facilities and related facilities, some within and other outside the established Airport boundary, as specified in the attached map (Attachment B), take precedence over other airport uses.

(e) Noise Control Plan. The Board's existing noise control plan will remain in effect, except as specifically modified by this agreement. Within twenty (20) months of the effective date of this agreement, the Board shall complete a revised plan based upon Federal Aviation Administration regulations, FAR Part 150, (14 C.F.R. Part 150) which utilizes the latest in noise mitigation technology and procedures. The revised plan will be developed in a comprehensive study to consider all of the relevant environmental, economic, and operational considerations.

Amd

The primary objective of the revised plan shall be to ensure that future airport operations are controlled in such a manner that aircraft noise exposure will remain compatible with the purposes of Grand Teton National Park and will result in no significant increase in cumulative or single event noise impacts on noise sensitive areas of the Park. See Attachments C (Figure 1) and D (Figure 2). The revised plan shall also seek to ensure

that airport operations are conducted in such a manner that aircraft noise exposure will be reasonably compatible with other adjacent land uses.

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The Board shall implement all measures contained in the revised plan, as approved by the Department of Transportation, as soon as is practicable thereafter, but no later than two (2) years from the effective date of this agreement. The Board, on a continuous basis thereafter, will review and amend the plan to incorporate new prudent and feasible technological advances which would allow further reduction in noise impacts on Grand Teton National Park, and such amendments shall be implemented by the Board as soon as is practicable following approval by the Department of Transportation.

The Board will take all reasonable measures to notify aircraft operators to avoid noise sensitive areas of Grand Teton National Park. The Board will maintain records of complaints of aircraft violating the FAA airspace advisory of 2,000 feet above ground level over Grand Teton National Park and notify the appropriate FAA Flight Standards Office of all such complaints. Further, to the extent feasible, the Board will limit airport approaches from and departures to the north, and encourage pilots taking off to or approaching from the north to maintain a course east of U.S. Highway 26/89 north of Moose.

(f) Cumulative Noise Standards. The cumulative noise standards specified below will be enforced as soon as practicable after the effective date of the agreement, but no later than two (2) years. Failure to enforce these noise standards shall be a material breach of the agreement. Compliance with the noise standards will be determined through the collection of noise measurement data over the periods identified and locations specified in this agreement.

(1) Acoustical energy associated with airport operations shall not exceed a level of 45 dB (Ldn), as determined by calculations set out below, based on measurement of single event noise levels, west of a line drawn between the southwest corner of Section 3, Township 42 North, Range 116 West, and the northeast corner of Section 30, Township 44 North, Range 115 West, and no further north than the north section line of Sections 26, 27, 28, and 29, Township 44 North, Range 115 West. Monitoring station(s) shall be located approximately along the line described above in this paragraph.

Determinations of the 45 dB (Ldn) levels will be made using the following methods and calculation procedures:

a. Noise Metrics/Noise Measurement Equipment: Single event noise levels shall be measured using a Type 1 Precision Integrating Sound Level Meter (PISLM) or equivalent system capable of displaying:

1. Sound Exposure Level (SEL), the single event acoustical dose (also expressed $L_{AE}$).

2. Maximum A-Weighted Sound Level (dBA), measured using SLOW dynamic response, (also expressed as $L_{ASm}$).

3. All measurement equipment and measurement practices shall comply with International Electrotechnical Commission Publication 651 (IEC-651).

b. Data Reporting: For each single event aircraft noise measurement it is necessary to provide the following:

1. Aircraft type, air carrier identification
2. Type of operation (landing or takeoff)
3. dBA
4. SEL
5. Graphic Level Time History (optional)
6. Time of maximum dBA occurance
7. Airport reported wind, direction and speed temperature.

c. Determination of Statistical Average Sound Levels for Aircraft Type.

1. For each aircraft type within the airport mix determine a mean SEL and dBA value along with standard deviation for both approach and departure operational modes. These mean values must in each case reflect a statistical population of events which in turn reflect the yearly average airport operational characteristics including low wind (i.e., less than 10 knots), average temperature, and representative trip length.

2. For each determination of average sound exposure level ($\overline{SEL}$) it is necessary to acquire a population sample size necessary to achieve a 90% confidence interval of $\pm$ 1.5 dB.

d. Noise Calculation Matrix: As the first step in estimating the yearly average Day-Night Sound Level (Ldn) it is necessary to develop the following tables.

Takeoff

| A/C Type | $\overline{SEL}$ | N* | ANTILOG(SEL/10) x N |
|---|---|---|---|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | Sum = T |

Approach

| A/C Type | $\overline{SEL}$ | N* | ANTILOG(SEL/10) x N |
|---|---|---|---|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | Sum = A |

* N is the effective yearly-average daily number of operations. N=Nd+(10xNn), where Nd is the number of operations between 7 a.m. and 10 p.m., and Nn is the number of operations between 10 p.m. and 7 a.m.

The estimate of the yearly-average Day-Night Sound Level (Ldn) is then calculated as follows:

$$Ldn = 10 \log (A+T) - 49.4$$

(2) Further, airport operations will not generate a 55 Ldn noise contour which extends beyond the boundary of the noise sensitive areas of the park as set forth in Attachments C (Figure 1) and D (Figure 2), which has been established based on the environmental resource needs of the park.

The 55 Ldn contour will be determined from the FAA Integrated Noise Model, Version 3.8, using the most current airport operations, including aircraft operation, flight tracks and time of operation. The noise contour shall then be validated using a measured estimate of the yearly average Ldn. The estimate shall be based on a sample of measured 24-hour Ldn values for not less than ten (10) days, each day characterized by nominal yearly-average operational characteristics. The estimate shall be reported along with the 90% confidence interval (CI). If the 90% CI exceeds 1.5 dB, the sample size shall be increased until a 90% CI of 1.5 dB is attained. Noise data shall be measured using appropriate acoustical engineering methodology as defined in American National Standards Institute (ANSI) and International Electrotechnical Commission (IEC) publications, and at location(s) agreed to by the Airport Board and the National Park Service.

(g) Single Event Noise Standard. No aircraft will be permitted to operate at the Jackson Hole Airport which has a single event noise level which exceeds 92 on the dBA scale on approach.

The single event noise standard specified above will be enforced as soon as practicable after the effective date of the agreement, but no later than 6 months. Failure to enforce this noise standard shall be a material breach of the agreement.

Compliance with the single event noise standard above will be determined by reference to Federal Aviation Administration Advisory Circular 36-3B, or the version of that document currently in effect. No adjustments for gross weight will be allowed. Aircraft types and models which are not listed in Advisory Circular 36-3B will be allowed to operate if the FAA determines that the aircraft type and model would meet the noise limits stated below if it were tested according to FAA procedures and the operator obtains approval from the Airport Board certifying that operation of the aircraft is compatible with conditions for operation of the airport.

(h) Commercial Scenic, Charter, and Training Flights. The Board agrees that it will insert in all subcontracts involving aircraft operations, and take reasonable measures to enforce, a provision prohibiting the origination of commercial scenic or charter flights, as well as aircraft training operations, over noise sensitve areas of the park, (see Attachments C (Figure 1) and D (Figure 2)), except when instrument operations are required to or

from the north by weather conditions or for instrument flight training, or are desirable for night time operations and except when required to utilize Victor (VOR-Federal) airways; provided, however, the above instrument operations not specifically required by weather conditions must be conducted under Instrument Flight Rules (IFR) and cleared through FAA Air Traffic Control, and Victor airways must be intercepted outside the noise sensitive areas of the park at the minimum en route altitude prescribed for the airway and aircraft must maintain at least that altitude over the noise sensitive areas of the park.

5. REVOCATION.

In the event the Board shall be in default due to its failure to perform any of the terms and conditions set forth in this agreement, the Department shall be entitled to terminate this agreement. The agreement may not be terminated without giving the Board an opportunity for a hearing on the merits as to the alleged default and without providing the Board a reasonable period within which to cure the alleged default. This reasonable period shall be such time as will be sufficient to provide the Board with an opportunity to cure the alleged default and, shall, in any event, not be less than ninety (90) days.

amen 1-10

6. ASSIGNMENT.

This agreement may not be assigned or transferred without the written consent of the Department, provided, however, this provision shall not be construed to prevent assignments for the purpose of obtaining financing, transfers by operation of law, or to successor governmental authorities.

7. IMPROVEMENTS.

(a) General Construction. The Board may construct or install upon the lands included in this agreement such buildings, structures, or other improvements and build or construct such roads as are necessary and desirable for the operations permitted hereunder in the development subzone as marked on Attachment B. In addition, the Board may construct additional aircraft parking in the area marked on the attached map. The Board may not, however, do any of the following:

(1) Install any improvements other than navigational and safety aids west of the existing runway.

(2) Construct or permit the operation of any commercial overnight lodging accommodation facilities.

(3) Construct or permit the operation of any industrial or other facilities unrelated to direct airport operations.

(4) Construct any facilities (other than a control tower) at an elevation height in excess of the existing buildings.

All such structures or improvements will be compatible in architectural style and appearance with existing structures. The Board will be solely responsible for securing funds and carrying out any construction project. The Board will notify the Department of any proposed construction when and if preliminary or conceptual plans are developed. In addition, the Board will provide the Department with copies of proposed, detailed plans and specifications at least 150 days prior to planned initiation of construction and the Department will provide the Board with its written comments, if any, within 60 days thereafter.

The Board agrees to immediately cease all construction activities and notify the Department if any significant scientific, prehistorical, historical, or archeological data is being or may be irrevocably lost or destroyed as the result of such construction. Once construction has been discontinued, the Board agrees it will not be resumed prior to approval from the Department.

(b) Runway Extension. This agreement does not authorize the extension of the runway, which can only be accomplished by amendment to the agreement.

(c) Signs. All signs constructed or authorized by the Board shall be compatible with signs utilized by the National Park Service in Grand Teton National Park.

(d) Removal. Upon termination or revocation of this permit, the Board may remove any such building, structure, or improvement and if removed, shall restore the site thereof to as nearly a natural condition as possible. Any buildings, structures or improvements as have not been removed by the Board within six months following the revocation or termination of this permit shall become the property of the United States without compensation therefor. The Board agrees to remove any terminal facility on the land at its cost within six months after termination or expiration of this permit, if requested to do so by the National Park Service.

(e) Maintenance. The Board will physically maintain and repair all facilities used in the operation, including grounds maintenance and all necessary housekeeping activities associated with the operation, in a safe, sanitary, and sightly condition. Snow removal on the runways, taxiways, parking ramps, public parking lots, and roads including the access road, shall be the responsibility of the Board. Maintenance of the access road will be the responsibility of the Board. In order that a high standard of physical appearance, operations, repair and maintenance will be assured, appropriate annual inspections will be carried out jointly by the Department and the Board to determine such maintenance and repair needs.

The Board shall, at all times, keep the airport on the lands covered by this agreement equipped and maintained in accordance with the requirements of the Federal Avaiation Administration or such other governmental agency or official as may have lawful jurisdiction and authority thereover.

8. INSURANCE.

(a) Insurance on Improvements. The Board shall carry or cause subcontractors and lessees to carry insurance on buildings and improvements against losses by fire or other hazards in an amount satisfactory to the Board. Amounts shall be subject to approval by the Department for facilities constructed with Department funds. In the event of loss, in whole or in part, of any such buildings or improvements as may be insured pursuant to the provisions hereof, such insurance shall be applied toward either (1) the replacement, rehabilitation, or repair of such building or improvements; or (2) the Board may elect to not rebuild and shall thereupon use the proceeds to remove any debris and restore the site; or (3) the construction of other buildings or improvements.

(b) Indemnity Insurance. The Board shall indemnify and hold the government harmless for any and all losses, damages, or liability on account of personal injury, death, or property damage, or claims for personal injury, death, or property damage of any nature whatsoever and by whosoever made, arising out of the activities of the Board, its employees, subcontractors, lessees, or agents.

For the purpose of fulfilling its obligations under this paragraph, the Board will provide the Department with written notice that the Board has obtained insurance, and the Board shall thereafter provide the Department written notice of any material change affecting the insurance program effected by the Board. The Board shall annually provide the Department with certificates of

insurance or other similar documents sufficient to evidence compliance with this section. The amounts of the insurance shall be equal to or greater than what is usually carried by prudent operators of similar airports.

9. SERVICES AND RATES.

(a) Business Activities. The business activities as shown on Attachment E providing services to the public by virtue of subcontracts, all of which activities have in the past and are presently being carried on, are authorized. The Board may provide other goods and services at the airport which are customary and usual for airports of this class and size and which are, to the maximum extent practicable, compatible with the purposes of Grand Teton National Park. When instituted, such activities shall be listed by the Board by written notice to the Department.

(b) Rates and Prices. Pursuant to 16 U.S.C. 7d all rates and prices charged by the Board and its subcontractors and licensees to the public shall be fair and reasonable. Reasonableness shall be judged primarily by comparison with those current for airports of comparable character under similar conditions, with due consideration for length of seasons, availability and costs of labor and materials, a reasonable rate of return on capital invested, and other factors affecting pricing at the Jackson Hole Airport. The Board shall advise the Department in writing of any proposed additional business activities or implementation of any proposed rates prior to institution of such activities or implementation of changes in previous rates, and such activities will also be subject to the provisions of section 7 of this agreement.

10. NON-DISCRIMINATION.

See Attachment F.

11. PUBLIC SAFETY.

(a) Law Enforcement. The board shall be responsible for general airport security and for the prevention of or the investigation of criminal activity on the airport grounds; however, the Department shall be notified immediately of such crimes as burglary, larceny, assault, rape or homicide, or any other felony.

(b) Fire and Rescue. The Board shall be responsible for the prevention and suppression of fires which occur on airport grounds including those resulting from aircraft accidents during the hours in which scheduled air carrier (FAR Part 121) operations are in

progress. The Board shall also respond as quickly as possible to fires occurring at all other hours. The Board shall also ensure that a crash truck and sufficient personnel are available to man the crash truck and are trained in the suppression of aircraft fires and the rescue of victims of aircraft crashes. The Department shall be notified of any personal injury accident or fatalities, all fires, and all aircraft accidents.

12. COOPERATION.

The parties agree to confer with each other on a continuing basis during the term of this Agreement relative to any changed circumstances, including, without limitation, any technological advances which are available on a commercially reasonable basis relative to operations at the Jackson Hole Airport and to negotiate in good faith to adopt any reasonable amendment to this Agreement in recognition of any such developments.

13. MISCELLANEOUS PROVISIONS.

(a) Water Rights. The Board will obtain all water rights necessary or proper for use in connection with this agreement. At the end of the term of this agreement or upon revocation, the Board shall assign all water rights obtained to the Department.

(b) Visitor Information Services. The Department through the National Park Service reserves the right to institute information and interpretive activites in the terminal building as deemed desirable in recognition that the Jackson Hole Airport is a visitor entrance to Grand Teton National Park.

(c) Right of Entry. Representatives of the Department shall have the right, at any time, to enter upon any lands, buildings, or structures included within this agreement for any purposes deemed reasonably necessary for the administration of the area and the Government services therein, but not so as to conflict with Federal Aviation Administration security regulations, nor unreasonably interfere with the Board's use of such lands or the improvements thereon.

(d) Payment and Notices of Actions. Payments by the Board and all correspondence hereunder between the parties, including informational notices of proposed actions by either party shall be sent by certified mail, return receipt requested, addressed to the appropriate party at the addresses hereinafter indicated or at such other address as may be hereafter designated in writing by either

the parties: President, Jackson Hole Airport Board, P.O. Box 159, Jackson Wyoming, 83001; and Superintendent, Grand Teton National Park, Moose, Wyoming 83012.

(e) Officials Not to Benefit. No member of or delegate to Congress, or resident commissioner, shall be admitted to any share or part of this agreement, or to any benefit that may arise thereform; but this provision shall not be construed to extend to this agreement if made with a corporation for its general benefit.

(f) Termination of Existing Permit. Upon the effective date of this agreement, Special Use Permit No. 1460-9-9022, August 1, 1979, is terminated, by agreement of the parties, in its entirety.

(g) Financial Report. The Board shall submit, not later than sixty (60) days after the close of its fiscal year, a copy of their financial report for the preceding year. The Department shall have the right to examine the Board's records to verify all such reports.

ATTEST:

John W. Richards
Secretary

April 27, 1983
Date

JACKSON HOLE AIRPORT BOARD

By: T. L. Kay Jensen
President

April 27, 1983
Date

THE UNITED STATES OF AMERICA

By: [signature]
Secretary of the Interior

Malcolm Wallop  Dick Cheney

## JACKSON HOLE AIRPORT BOARD BUDGET RECEIPTS

## SUBJECT TO FEE'S

The following are specific types of receipts which the parties agree are subject to the fee:

1. Rental for the use of any building or improvement located at the Jackson Hole Airport.
2. Landing fees charged for aircraft utilizing Jackson Hole Airport.
3. License fees received from any fixed base operator.
4. License fees received from auto rental agencies.
5. Rental received from food establishments.
6. Gas tax refund to the extent not redistributed to local governments.

The following are specific types of receipts which the parties agree are not subject to the fee:

(a) Reimbursements received by the Board for providing security and maintenance services.

(b) Gas tax refunds redistibuted to local governments.

(c) Grants or gifts received by the Board.

(d) Receipts from third parties for the use of the airport photo copy machine on an actual expense basis.

(e) Interest income on investment funds.

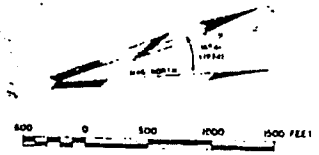
(f) Appropriations from the Town of Jackson, Teton County and the State of Wyoming

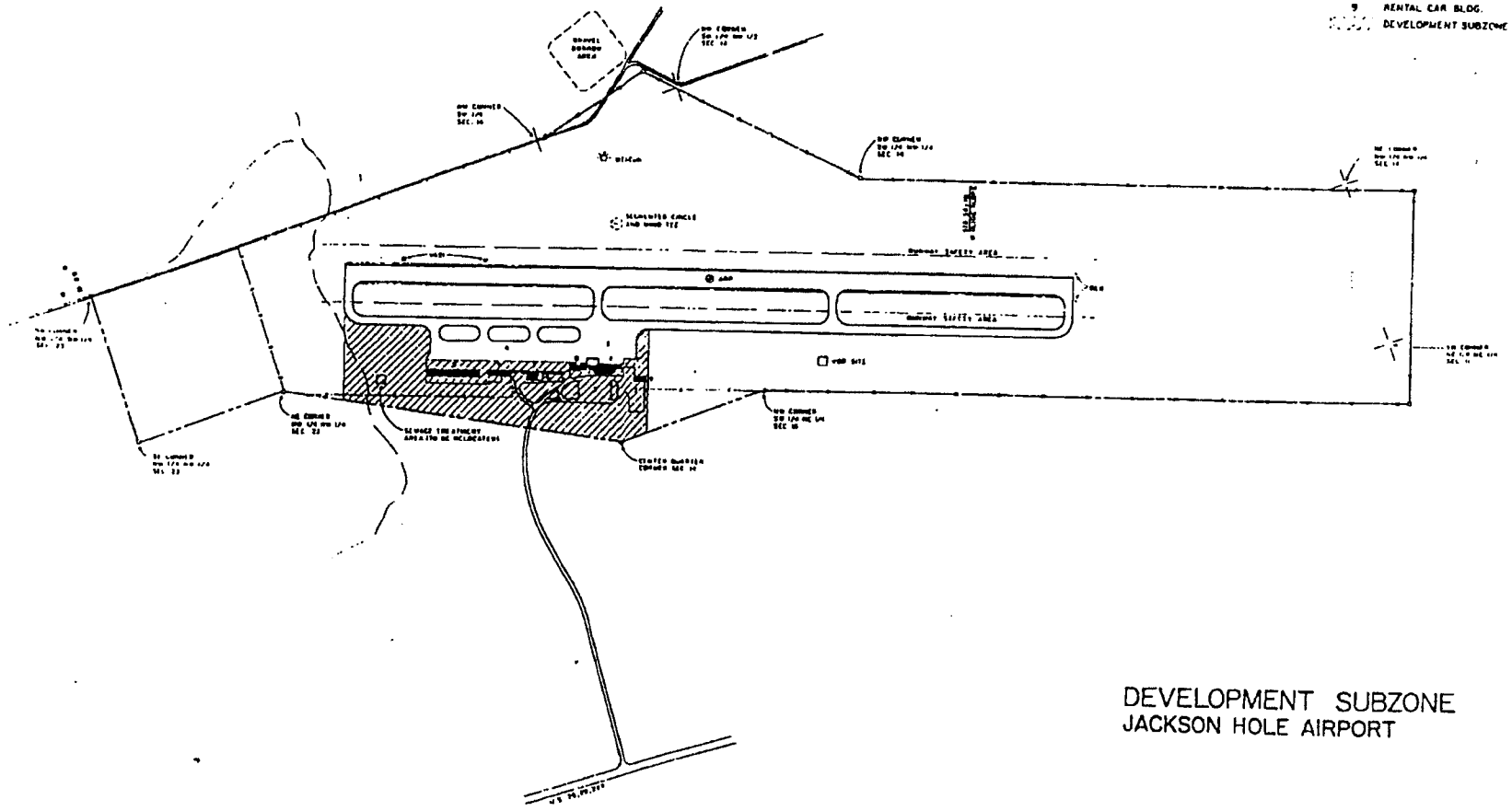
(g) Loan receipts.

ATTACHMENT

LEGEND

- EXISTING PROPERTY LINE
- EXISTING FENCE LINE
- 1 TERMINAL BUILDING
- 2 AIR CARRIER APRON
- 3 TERMINAL AUTO PARKING
- 4 GENERAL AVIATION APRON
- 5 T-HANGERS
- 6 GENERAL AVIATION AUTO PARKING
- 7 FBO HANGAR
- 8 CRASH/FIRE/RESCUE BLDG
- 9 RENTAL CAR BLDG.
- DEVELOPMENT SUBZONE



DEVELOPMENT SUBZONE
JACKSON HOLE AIRPORT

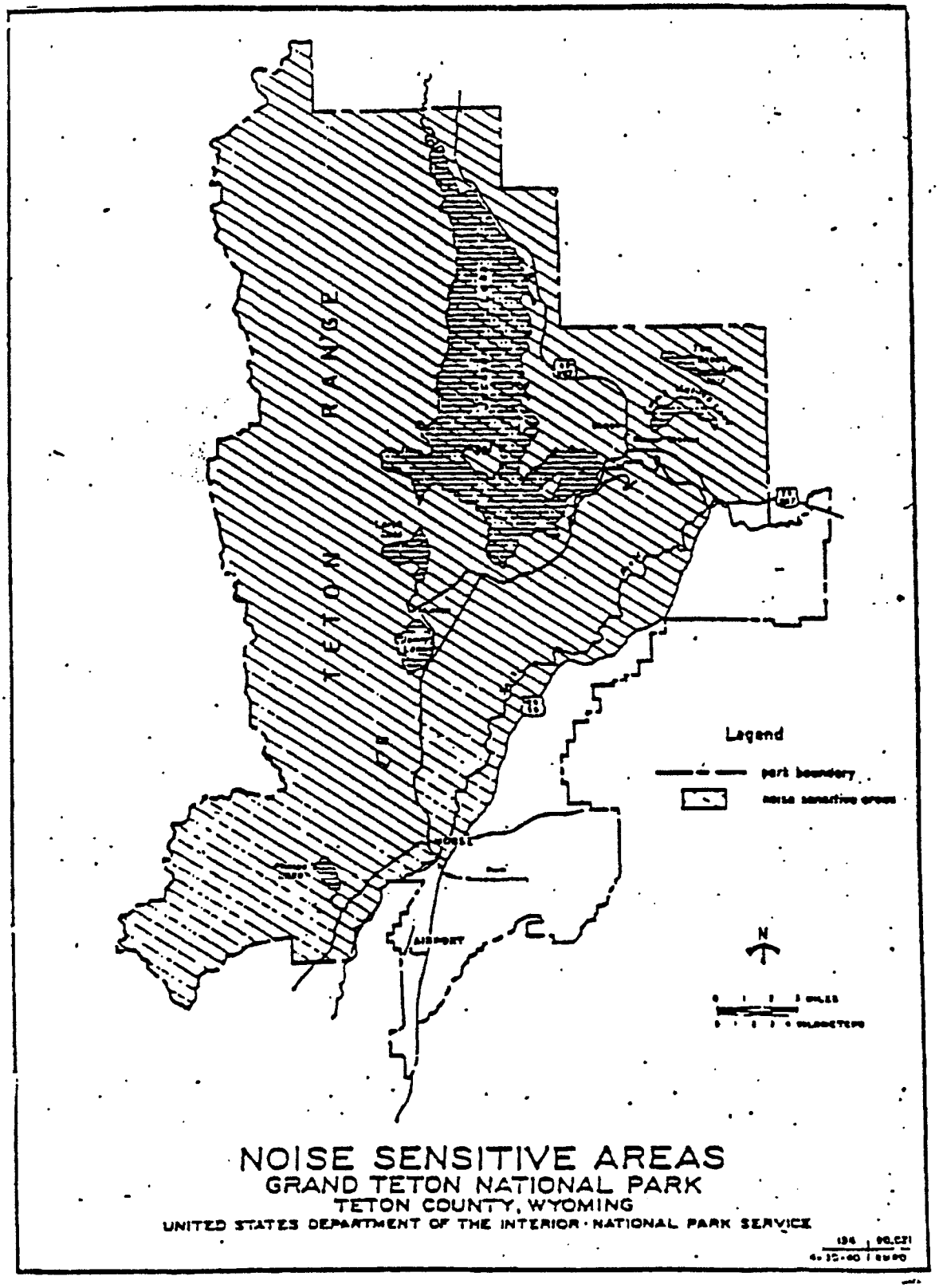

RANGE
NORTH
Legend
park boundary
noise sensitive areas
N
NOISE SENSITIVE AREAS
GRAND TETON NATIONAL PARK
TETON COUNTY, WYOMING
UNITED STATES DEPARTMENT OF THE INTERIOR · NATIONAL PARK SERVICE

FIGURE 1.

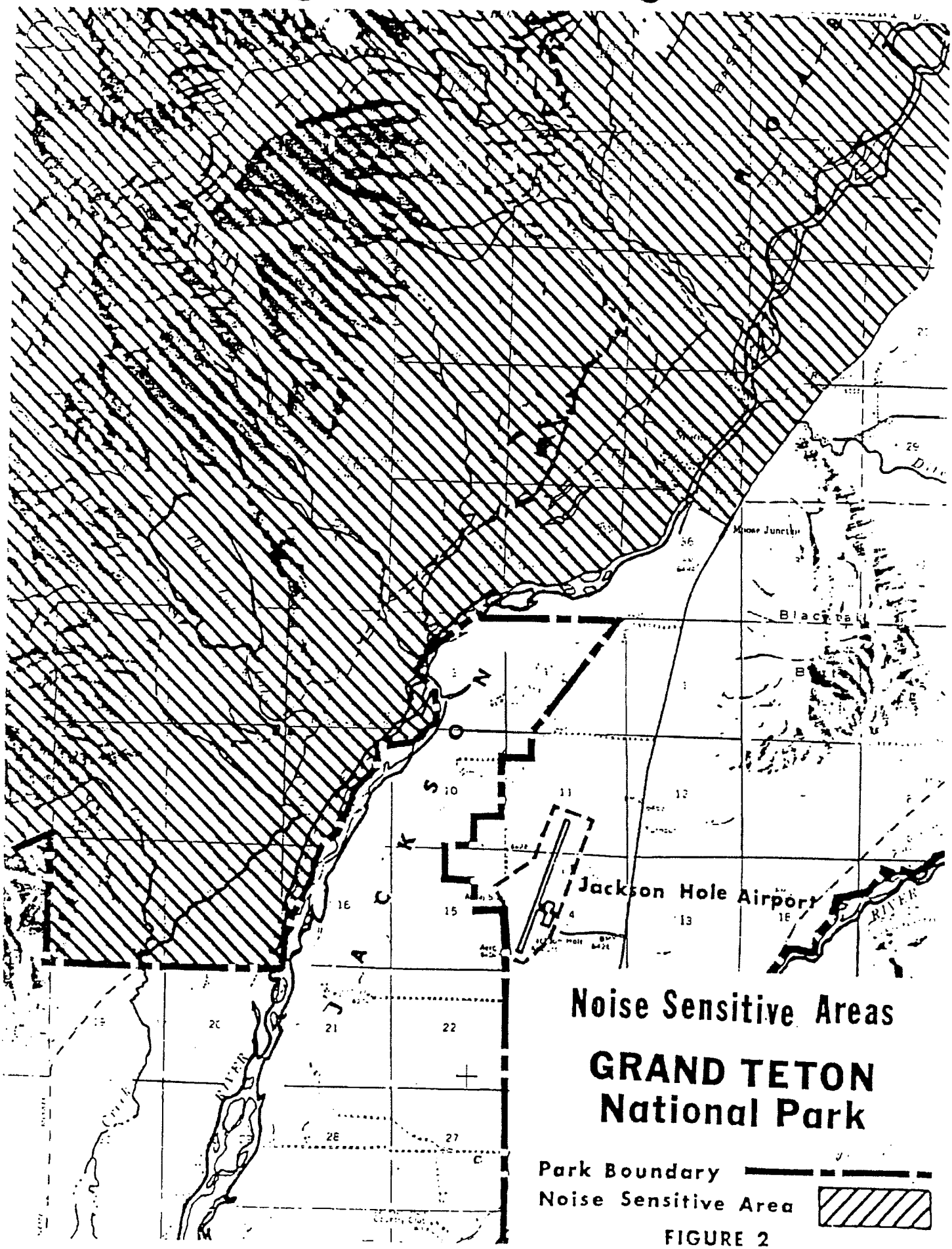

Jackson Hole Airport
Noise Sensitive Areas
GRAND TETON
National Park
Park Boundary
Noise Sensitive Area

FIGURE 2

# BUSINESS ACTIVITIES: JACKSON HOLE AIRPORT

The following are the types of activities permitted at the Jackson Hole Airport:

1. FAR Part 121 air carriers, commercial, commuter, air taxi and charter services.
2. Auto Rental Agencies.
3. The following services, alone or in conjunction with a Fixed Base Operaotr operation:
   a) Flight and Ground School
   b) Charter Service
   c) Scenic Flights
   d) Air Ambulance Service
   e) Hangar Space
   f) Fuel and Storage
   g) Service and maintenance facilities for aircraft engine, airframe and avionics.
   h) Soaring
   i) Aerial Spraying
   j) Other operations or activities specifically listed in the September 8, 1977 Airport Use Agreement between the Board and the Fixed Base Operator.
4. Cafe with liquor and malt beverage service
5. Vending machines
6. Airport terminal facilities
7. Automotive parking lot
8. Indoor advertising and courtesy phone system
9. Sundries

## NON-DISCRIMINATION

United States Department of the Interior

The following provisions constitute Condition in accordance with Executive Order No. 11246 of September 24, 1965, as ammended by Executive Order No. 11375 of October 13, 1967.

Nondiscrimination. If use of the land covered by the agreement will involve the employment by the Board of a person or persons, the Board agrees as follows:

(1) The Board will not discriminate against any employee or applicant for employment because of race, creed, color, ancestry, or national origin. The Board will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, creed, color, ancestry, or national origin. Such action shall include but not be limited to the following: Employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination, rated of pay or other forms of compenstion; and selection for training, including apprenticeship. The Board agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Department setting forth the provisions of this nondiscrimination clause.

(2) The Board will, in all solicitations or advertisments for employees placed by or on behalf of the Board, state that all qualified applicants will receive consideration for employment without regard to race, creed, color or national origin.

(3) The Board will send to each labor union or representative of workers with which it had a collective bargaining agreement or other contract or understanding, a notice, to be provided by the Department, advising the labor union or workers' representative of the Boards commitments under Section 202 of Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(4) The Board will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and amended by Executive Order No. 11375 of October 13, 1967, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(5) The Board will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to its books, records, and accounts by the Department and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations and orders.

(6) In the event of the Board's noncompliance with the nondiscrimination clauses of this agreement or with any of such rules, regulations, or orders, this agreement may be cancelled, terminated or suspended in whole or in part and the Board may be declared ineligible for further government contracts in accordance with procedures authorized in Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, and other sanctions may be imposed and remedies involved as provided in Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

(7) The Board will include the provisions of paragraph (1) through (7) in every subcontract or purchase order unless executed by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 284 of Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, so that such provisions will be binding upon each subcontractor or vendor. The Board will take such action with respect to any subcontract or purchase order as the Department may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, that in the event the Board becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the Department, the Board may request the United States to enter into such litigation to protect the interests of the United States.

Docket Information

Number of Documents in Docket : 31

Documents Dated from : 04-27-1983 to 05-30-2024

Docket Compiled: 5/30/2024