

From: [Aunt Jan](#)
To: [Comments](#); [James Thum](#); [Shannon Chollett](#)
Cc: [Aunt Jan](#)
Subject: RE: COMPREHENSIVE OBJECTION AND NOTICE OF USE CONFLICT
Date: Friday, January 23, 2026 2:09:58 PM

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RE: COMPREHENSIVE OBJECTION AND NOTICE OF USE CONFLICT

Application: James 1-10 Well (Payette County)

Landowner: Janice Havens

Property Address/Legal Description: 1925 NE 10th Ave Payette Idaho 83661/ Township 8N Range 5W Section 3/ 264 feet from proposed inclusion zone border.

To the Commission and Staff,

I am writing to formally consolidate and reaffirm my objections to the proposed James 1-10 well permit. My property rights and the ecological integrity of my land are currently being managed under a three-pillar framework of beneficial use that is fundamentally incompatible with nearby hydrocarbon extraction.

Pillar 1: Wetlands Mitigation and Ecological Integrity

My property contains vital wetlands that I am currently managing for environmental mitigation. These wetlands serve a critical role in the local ecosystem, and any seismic activity or potential for surface/subsurface leaks from the James 1-10 well poses an unacceptable risk to this sensitive habitat. I have previously provided the DEQ with documentation regarding this standing and reiterate it here as a primary conflict.

Pillar 2: Groundwater and Domestic Water Rights

Under Idaho Code § 42-230, I maintain domestic groundwater rights for my property. This water is essential for my residence and for my ongoing land-use goals. The proximity of the proposed James 1-10 well presents a significant risk of contamination to the aquifer and a threat to the "Point of Diversion" for my domestic well. Protecting these correlative rights is a statutory requirement of this Commission.

Pillar 3: Notice of Intent to Contract (Carbon Sequestration/Afforestation)

I am officially providing notice that I am in active negotiations to enter a 40-year carbon sequestration and afforestation partnership with **The Climate Trust**.

- **Subsurface Pore Space:** As the surface owner, I am exercising my right to utilize the

subsurface "pore space" for carbon capture.

- **Prior Beneficial Use:** This planned 40-year commitment constitutes a prior contractual use of the property. The James 1-10 well represents a direct physical and legal interference with my ability to fulfill this multi-decade environmental contract.

Conclusion and Request for Stay

Based on these three distinct points of standing—Wetlands, Water, and Carbon Sequestration—I request that the Commission deny the permit for the James 1-10 well or, at minimum, stay the application until a full hearing can be held to determine the extent of the "injury" this well would cause to my property rights and contractual obligations.

Respectfully,

Janice Havens