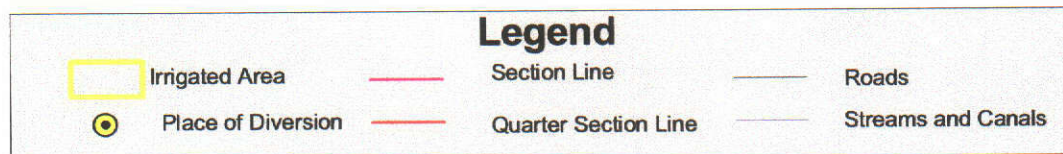


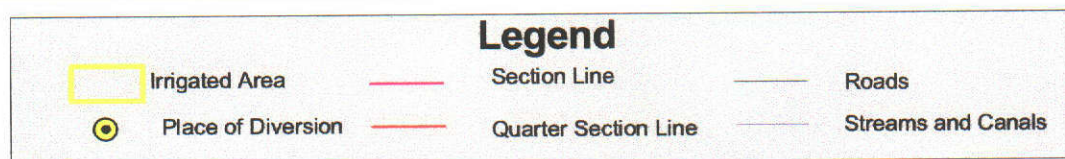
Water Right Claim Number 47-02315C
Township , 10S14E

03/16/2001



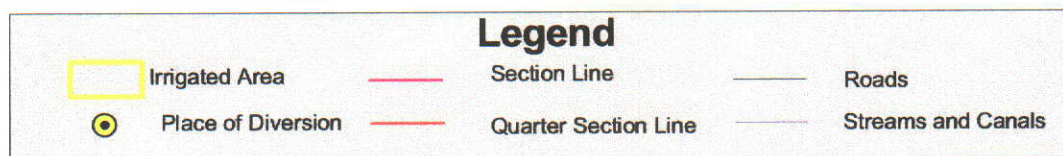
Water Right Claim Number 47-02315C
Township , 10S14E

03/16/2001



Water Right Claim Number 47-02315C
Township , 10S14E

03/16/2001



400 0 400 800 Feet



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A47-02315C**
Date Received: / /
Receipt No: X777777
Received By: _____

AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: HARRY J HOOGLAND 208-543-8396
Address: 3902 N 1000 E
BUHL ID 83316

2. Date of Priority: OCT 8, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	14E	8		SW	SW		TWIN FALLS

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.320		

7. Total Quantity Appropriated is:
0.320 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	14E	8	NW	SW		IRR	5.8
			SW	SW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.8
					Total Acres	15.8

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
TWIN FALLS CANAL COMPANY SHARES

14. Remarks:
ORIGINAL RIGHT SPLIT PURSUANT T#4515 & T#4548.
THIS WELL WAS DRILLED ON 3-29-1940 AND USED FOR IRRIGATION
PURPOSES SINCE THAT DATE.

15. Basis of Claim: LICENSE
Water Right Number: 27584



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

March 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Harry J. Hoogland
3902 North 1000 East
Buhl, Idaho 83316

RE: Snake River Basin Adjudication
Claim Number A47-02315C

Dear Mr. Hoogland:

Enclosed please find a copy of your Adjudication Claim as updated per Water Right Transfers #4548 and #4415. This document is for your records. Please check it for accuracy in all respects. If you have any questions, please contact an Adjudication Agent in this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock', is written over a horizontal line.

Vikie Hancock
SRBA Records Clerk

January 30, 1995

Attached is a copy of the **FINAL ORDER** in the matter of Application for Transfer No. 4415 of License No. 47-02315 in the name of Hoogland & Hatch

Copies forwarded to:

IDWR NORTHERN - Bob Haynes

IDWR SOUTHERN - Alan Merritt

IDWR EASTERN - Ron Carlson

IDWR WESTERN - Dave Tuthill

Legal Division - Phil Rassier

Adjudication Bureau - Dave Shaw

Information Officer - Dick Larsen

RECEIVED

FEB 01 1995

**Department of Water Resources
Southern Region**

Water Allocation Bureau - Glen Saxton

Water Distribution Section - Gary Spackman

Water Allocation Bureau - Jim Johnson

PLEASE ROUTE:

Julie Yarbrough
Darla Block
Brenda Chapman
Roberta Loveall
Sharla Curtis
Shelley Keen
Scott King
Tim Luke

Kris Rhodes
Burke Scholer
Pam Skaggs
Cindy Zimmerman



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 30, 1995

RE: In the Matter of Application for Transfer No. 4415 of License
No. 47-02315 in the name of Hoogland & Hatch

Dear Interested Party:

The accompanying order is a "final order" issued by the
department pursuant to section 67-5246 or 67-5247, Idaho Code.

Section 67-5246 provides as follows:

(1) If the presiding officer is the agency head, the
presiding officer shall issue a final order.

(2) If the presiding officer issued a recommended order, the
agency head shall issue a final order following review of that
recommended order.

(3) If the presiding officer issued a preliminary order, that
order becomes a final order unless it is reviewed as required in
section 67-5245, Idaho Code. If the preliminary order is reviewed,
the agency head shall issue a final order.

(4) Unless otherwise provided by statute or rule, any party
may file a petition for reconsideration of any order issued by the
agency head within fourteen (14) days of the issuance of that
order. The agency head shall issue a written order disposing of
the petition. The petition is deemed denied if the agency head
does not dispose of it within twenty-one (21) days after the filing
of the petition.

(5) Unless a different date is stated in a final order, the
order is effective fourteen (14) days after its issuance if a party
has not filed a petition for reconsideration. If a party has filed

a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

(6) A party may not be required to comply with a final order unless the party has been served with or has actual knowledge of the order. If the order is mailed to the last known address of a party, the service is deemed to be sufficient.

(7) A nonparty shall not be required to comply with a final order unless the agency has made the order available for public inspection or the nonparty has actual knowledge of the order.

(8) The provisions of this section do not preclude an agency from taking immediate action to protect the public interest in accordance with the provisions of section 67-5247, Idaho Code.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a final order within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5246(4) Idaho Code.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by a final order or orders previously issued in a matter before the department may appeal the final order and all previously issued orders in the matter to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or

- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days a) of the service date of the final order, b) of an order denying petition for reconsideration, or c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See section 67-5273, Idaho Code. The filing of an appeal to district court does not in itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosure

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 4415 OF)
LICENSE NO. 47-02315 IN THE)
NAME OF HOOGLAND & HATCH)
PARTNERSHIP)

FINAL ORDER

On December 21, 1994, the hearing officer for the department of Water Resources (department) issued a Recommended Order in connection with Application for Transfer No. 4415 of License No. 47-02315 in the name of Hoogland and Hatch Partnership (applicant).

On January 6, 1995, protestants Don Graybeal, Silvia Graybeal, Lola Graybeal, Calvin Graybeal, Lemar Kendall, Ginny Kendall and Marie Inchausti (petitioners) submitted a Petition for Reconsideration (petition) to the hearing officer. On January 23, 1995, the applicant responded to the petition by filing Applicant's Brief Supporting the Recommended Order. On January 25, 1995, the petitioners filed a Reply Memorandum.

The petition was denied by operation of law twenty-one (21) days following its receipt as provided in Section 67-5243(3), Idaho Code, and IDAPA Rule 37.01.01720 (Procedure Rule 720).

Based upon his understanding of the law, the Director makes the following Findings of Fact, Conclusions of Law, Analysis and Final Order:

FINDINGS OF FACT

1. On July 12, 1962, the department issued License No. 47-02315 to Foster J. Sorensen which provided the following:

Source:	Ground water
Rate of div:	1.0 cubic feet per second (cfs)
Priority:	October 8, 1958
Use:	Irrigation
Point of div:	SW1/4SW1/4 Section 8, T10S, R14E, BM.
Place of use:	50 acres in W1/2SW1/4 Section 8, T10S, R14E, BM.

2. On June 17, 1994, Hoogland & Hatch Partnership filed Application for Transfer No. 4415 of License No. 47-02315 with the department. The applicant proposes to change a portion of License No. 47-02315 from irrigation use to stockwater and commercial use for the operation of a dairy as follows:

Ident No.	47-02315B
Amount:	Stockwater

Rate 0.57 cfs
Volume 74.6 AF
Commercial
Rate 0.57 cfs
Volume 40.3 AF
TOTAL 0.57 cfs and 114.9 AF
Point of div: SE1/4SW1/4 Section 2, T11S, R13E, BM.
SW1/4SE1/4 Section 2, T11S, R13E, BM.
Place of use: SE1/4SW1/4, SW1/4SE1/4, Section 2, T11S,
R13E, BM.

3. The department published notice of the application which was protested by the following parties:

Art and Loraine Reese
Tracy Cook and Terry Wyatt
Marie Inchausti
Don and Sylvia Graybeal
Tom and Shirley Barron
Kelly and Suzanne Murphey
Dean and Jeanie Reynolds
Norbert Ruffing
Mike and Luann Nihill
Calvin and Lola Graybeal
LeMar and Jennie Kendall
Michael and Cheryl Graybeal
Jim and Nancy Barron
William and Natalie Kinyon
Chris Reese

4. On November 17, 1994, the department conducted a hearing in the matter in Buhl, Idaho. The applicant was present and was represented by John Lezamiz and Patrick D. Brown. Protestants Don Graybeal, Silvia Graybeal, Lola Graybeal, Calvin Graybeal, Lemar Kendall, Ginny Kendall and Marie Inchausti were represented by Thomas B. High. Protestants Kelley Murphey and Tracy Cook represented themselves. Protestants Tom and Shirley Barron, William and Natalie Kinyon, Mike and LuAnn Nihill and Dean and Jeanie Reynolds appeared as public witnesses. Protestants Art Reese, Loraine Reese, Terry Wyatt, Jim Barron, Nancy Barron and Norbert Ruffing did not appear at the hearing.

5. Issues identified by the protestants include the following:

- a) The proposed changes will injure other water rights.
- b) The proposed changes will constitute an enlargement in use of the original right.
- c) The proposed changes conflict with the local public interest.
- d) The application is not consistent with the conservation of water resources within Idaho.

6. Exhibits offered by the applicant and admitted as a part of the record, except as noted, include the following:

- a. Applicant's Exhibit No. 1 - Dairy Waste System Design prepared by Bob Ohlensehlen - dated October 11, 1994.
- b. Applicant's Exhibit No. 2 - Dairy Herd Water Usage.
- c. Applicant's Exhibit No. 3. - Four (4) graphs and one (1) table showing dairy water usage v. crop water usage.
- d. Applicant's Exhibit No. 4. - NOT ADMITTED.
- e. Applicant's Exhibit No. 5. - Economic Impact and Projections for Hoogland and Hatch Dairy - Castleford, Idaho.
- f. Applicant's Exhibit No. 6. - Potential Well Interference by C.E. Brockway.
- g. Applicant's Exhibit No. 7. - Plot Plan for Hoogland and Hatch proposed dairy, (2 pages of blue prints).
- h. Applicant's Exhibit No. 8. - Dairy Waste Management Plan for Hoogland and Hatch Dairy.
- i. Applicant's Exhibit No. 9. - Paper No. PNW 94-103 titled "Seepage From a Newly Constructed Dairy Lagoon".
- j. Applicant's Exhibit No. 10. - Report titled "Hydrology and Water Quality, Hoogland-Hatch Dairy, Twin Falls County" by C.E. Brockway - dated November 10, 1994.
- k. Applicant's Exhibit No. 11. - U.S. Geological Survey Quadrangle sheets of the vicinity of the applicant's proposed dairy.
- l. Applicant's Exhibit No. 12. - Work sheets of the department used to estimate the rate and volume of water needed for the proposed dairy. (NOT ADMITTED as an exhibit since the hearing officer took official notice of the work sheets).
- m. Applicant's Exhibit No. 13. - Copy of a letter dated August 18, 1994 to Buhl Residents from Merl W. Egbert of the South Central District Health Department.
- n. Applicant's Exhibit No. 14. - Affidavit of Leonard Easterday.
- o. Applicant's Exhibit No. 15. - Affidavit of Rick Rogers.
- p. Applicant's Exhibit No. 16. - Affidavit of Terry Gonterman.
- q. Applicant's Exhibit No. 17. - Inventory & Evaluation of

Land, Water and Related Resources - dated September 27, 1994.

r. Applicant's Exhibit No. 18 - Schematic diagram of the Hoogland and Hatch Dairy prepared by Bob Ohlensehlen.

s. Applicant's Exhibit No. 19. - Bar graph titled "Total Water Usage" together with tables.

t. Applicant's Exhibit No. 20. - Hydrograph titled "Depth to Water - Well 11S14E19AA1 South of Castleford" together with a table of water level measurements.

u. Applicant's Exhibit No. 21. - Tables titled "University of Idaho - Dairy Lagoon Study".

v. Applicant's Exhibit No. 22. - Applicant's Proposed Transfer Conditions.

7. Exhibits offered by the protestants and admitted as a part of the record include the following:

a. Protestant's Exhibit A - Twelve (12) photographs.

b. Protestant's Exhibits B through Y - Newspaper articles published in the Times News - Twin Falls, Idaho.

c. Protestant's Exhibit Z - Locations of Homesites around the Proposed Hoogland/Hatch Dairy.

d. Protestant's Exhibit AA - Location map.

e. Protestant's Exhibit AB - Location map showing dairies and feedlots in the Castleford vicinity.

f. Protestant's Exhibit AC - Schematic map titled "Partial Map of Sinkholes".

g. Protestant's Exhibit AD - Petition of Concerned Citizens of Castleford & the Surrounding Community in Twin Falls County, Idaho (34 pages).

h. Protestant's Exhibit AE - Affidavit of John F. Hurley.

i. Protestant's Exhibit AF - Affidavit of Dar Reynolds.

j. Protestant's Exhibit AG - Affidavit of Kelley A. Murphey (sink holes).

k. Protestant's Exhibit AH - Affidavit of Kelley A. Murphey (water right/water decline).

l. Protestant's Exhibit AI - Affidavit of Mike Bulkley.

m. Protestant's Exhibit AJ - Affidavit of Don Graybeal.

- n. Protestant's Exhibit AK - Affidavit of Don Graybeal.
- o. Protestant's Exhibit AL - Affidavit of Don Graybeal.
- p. Protestant's Exhibit AM - Affidavit of Calvin Graybeal.
- q. Protestant's Exhibit AN - Affidavit of Calvin Graybeal.
- r. Protestant's Exhibit AO - Affidavit of Jack Kinyon.
- s. Protestant's Exhibit AP - Drinking Water Coliform Bacteria Analysis Reports for Dean Reynolds, Calvin Graybeal, Kelly Murphey and Don Graybeal (4 pages).
- t. Protestant's Exhibit AQ - Ground Water Analyses - well of Don Graybeal.
- u. Protestant's Exhibit AR - Report titled "Geology and Hydrology of Western Jerome County, Idaho" by Gillerman and Schiappa - February 25, 1994 (6 pages).
- v. Protestant's Exhibit AS - Letter dated November 8, 1994 to Kelly Murphey from Shannon Jones.
- w. Protestant's Exhibit AT - Affidavit of Don Graybeal.
- x. Protestant's Exhibit AU - Affidavit of Phil Blick.
- y. Protestant's Exhibit AV - Affidavit of Wilbur Hill.
- z. Protestant's Exhibit AW - Affidavit of Shirly Barron.
- aa. Protestant's Exhibit AX - Affidavit of Arthur R. Reese and Lorraine Reese.
- ab. Protestant's Exhibit AY - Affidavit of Dean Reynolds.
- ac. Protestant's Exhibit AZ - Affidavit of James L. Frey.
- ad. Protestant's Exhibit BA - Drinking Water Coliform Bacteria Analysis Report for Tom Barron.
- ae. Protestant's Exhibit BB - Drinking Water Coliform Bacteria Analysis Report for Mike Nihill.
- af. Protestant's Exhibit BC - Drinking Water Coliform Bacteria Analysis Report for Arthur Reese.
- ag. Protestant's Exhibit BD - Affidavit of Gary Reynolds.
- ah. Protestant's Exhibit BE - Memorandum dated November 10, 1994 to Tracy Cook from Dr. Virginia S. Gillerman, Drinking Water Coliform Bacteria Analysis Report - Terry Wyatt/Tracy Cook, Affidavit of Tracy A. Cook.

ai. Protestant's Exhibit BF - Statement of Loraine Reese.

aj. Protestant's Exhibit BG - Statement of Arthur R. Reese.

8. Harry Hoogland presently operates a dairy on an 80 acre tract in the W1/2SW1/4 Section 8, T10S, R14E, BM. with 360 milking cows and 80 dry cows (Hoogland dairy). The dairy occupies about 33 acres of the 80 acre tract. The remaining acreage is irrigated both with Twin Falls Canal Company (TFCC) water and with water diverted from an irrigation well which provides supplemental water. The applicant has operated a dairy at this site since 1984.

9. Reagan Hatch also presently operates a dairy known as the Magic Valley View dairy (Hatch dairy) which is located about seven (7) miles east of the Hoogland dairy. The dairy has about 380 milking cows and 85 dry cows. The intent of Hoogland and Hatch is to combine the two existing dairy herds into a single larger dairy herd at the proposed new site.

10. In 1994, the applicant purchased 160 acres of irrigated farm land which is located approximately five (5) miles southwest of the Hoogland dairy. The applicant plans to construct a new dairy on 60 acres of the newly acquired 160 acre tract. Six (6) acres of the sixty (60) acres is planned as a green belt. The applicant will continue to irrigate the remaining 100 acres. The applicant plans to take about 29 acres of land at the Hoogland dairy site out of production and to transfer the ground water appurtenant to the 29 acres to the new dairy location to be used for commercial and stockwater purposes.

11. The new dairy operation proposes a maximum of 1,800 lactating cows and 300 non-milking cows. The general components of the proposed dairy include a dairy barn, eight (8) 340' x 480' corrals, two dairy waste water lagoons (lagoons) each to be 335' x 290' in size. The applicant plans to plant trees along the eastern and southern boundaries of the dairy for aesthetic purposes. A green belt about 6 acres in size is planned on the southern boundary of the dairy between the barn and the road. The applicant plans to install state-of-the-art dairy equipment which will use some of the water four (4) times before it is discharged to the lagoons.

12. The dairy operation will require a total of about 115 acre feet per year of which 75 acre feet per year is for stockwater use and 40 acre feet is for commercial use associated with operation of the dairy. The amount of irrigated land which would need to be "dried up" to prevent an expansion of use is about 29 acres based on a total annual diversion of 4 acre feet per acre.

13. The proposed lagoons were designed by the Twin Falls extension office of the University of Idaho. The applicant plans to dispose of liquid waste in the lagoons by combining the waste with other irrigation water and applying it to 100 acres of crop land. The solid dairy waste will be disposed of upon lands owned by the applicants and upon other adjacent land. Runoff water from

the 100 acres will be captured by a containment system constructed with berms and will be pumped back upgradient from the northeast corner of the 160 acre tract for additional irrigation use.

14. The planned dairy will generate about \$5 million in annual revenue not counting any multiplier effect in the general vicinity generated by the dairy.

15. The applicant owns approximately 80 shares of water in the Twin Falls Canal Company. The applicant is willing to lease 60 of the shares to other irrigators in the area or to offer the shares for use in connection with a recharge program to benefit the general area if such a program is established.

16. The modeled effect of pumping the applicant's well at a rate of 0.57 cfs shows a drawdown of about 0.4 feet (about 4 inches) in wells which are one-quarter mile away from the applicant's proposed wells.

17. The applicant plans to construct the waste containment facility in accordance with criteria of the Division of Environmental Quality of the Department of Health and Welfare (DEQ) and has applied with Twin Falls County for needed approvals associated with the dairy.

18. The nature and location of the proposed project will not have an effect upon recreation opportunities or fish and wildlife resources in the area.

19. The well at the Hoogland dairy site from which water is sought to be transferred was not pumped during 1990, 1991, 1992 or 1993, but was pumped for irrigation during 1994.

20. The protestants do not want a dairy near them which is of the size proposed by the applicant. The protestants are concerned with potential contamination of ground water, flies, odor, dust, lights, and additional traffic in the vicinity transporting milk and cattle feed.

21. The general location of the applicant's proposed dairy operation with respect to the protestant's property varies from about 500 feet to a mile or more.

22. Some of the protestants have experienced contamination in their domestic wells, but the contamination has not been shown to be associated with the operation of existing dairies or feed lots in the area.

23. Some of the protestants raise range cattle, operate dairies of their own or work in dairies in the vicinity of the proposed dairy.

24. DEQ does not require a permit for disposal of liquid waste water from a lagoon by the land application method but does recommend best management practices.

ANALYSIS

To allow "unstacking" of water rights used for irrigation of a given tract of land generally results in enlargement of water use. To further explain the "unstacking" concept, both surface water provided by the Twin Falls Canal Company (TFCC) and ground water under a portion of License No. 47-02315 have been used in the past for the irrigation of the land from which the applicant seeks to transfer water. The two sources likely have been used at different times during the irrigation season with the ground water source typically being used early or late in the irrigation season when surface water is not available. Each source provides part of the total volume and part of the consumptive volume needed to raise an irrigated crop.

If a transfer proposes to change the place of use of either the primary surface water right or the supplemental ground water right, care must be taken to avoid an increase in use of the supplemental right over that which occurred prior to the transfer. If a right used as a supplemental supply of water becomes the full water supply on either the existing or a new tract of land, the ultimate result is that a larger total volume of water and larger consumptive volume of water will be used than when the two rights were jointly used upon the same tract.

To prevent enlargement in use of the right sought for transfer, the applicant has offered the use of 60 shares of TFCC water previously used on the proposed new dairy site for use in ground water recharge or similar program. Such a recharge program does not presently exist in the vicinity of the new dairy, but the applicant should be required to maintain ownership and control of the 60 shares for future mitigation of other water rights as may be determined by the department. The conditions of approval should prevent enlargement in use of the right.

There was substantial testimony in the hearing relative to "sink holes" and "lava tubes". However, there are no known lava tubes in the vicinity of the proposed dairy. While sinkholes in the Castleford area are not uncommon, potential contamination of the ground water aquifer due to sinkholes has not been shown.

In its review of whether a project will conflict with the local public interest, among other considerations, the department has reviewed the specific evaluation criteria described in the department's Water Appropriation Rules.

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, provides in pertinent part as follows:

The director of the department of water resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change

does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code;

2. License 47-02315 represents a supplemental use of ground water for irrigation purposes, since the land from which the water is sought to be transferred is also irrigated with surface water provided by the Twin Falls Canal Company. The transfer will not enlarge the use of water, if the approval is properly conditioned.

3. The proposed change will not injure the rights of the protestants.

4. There are numerous existing dairies in the general vicinity which financially contribute to businesses and residents of the area.

5. Based on the evaluation criteria described in the Water Appropriation Rules and testimony provided at the hearing, the proposed change is not found to conflict with the local public interest. See IDAPA 37.03.08040 (Water Appropriation Rule 40).

6. The applicant proposes to install state-of-the-art dairy equipment and to implement water use measures in the dairy operation to conserve water. Hence, the application is found to be consistent with the conservation of water resources within Idaho.

7. The department should approve the application for transfer with certain conditions and limitations.

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 4415 of License No. 47-02315 in the name of Hoogland & Hatch Partnership is APPROVED subject to the following conditions and limitations.

1. The right holder shall not use water under this approval for a dairy operation larger than 1,800 milking cows and 300 dry cows.

2. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on the diversion from the Hoogland dairy well located in the SW1/4SW1/4, Section 8, T10S, R14E, BM. The right holder shall obtain approval from the department relative to the type of device and shall annually report the maximum rate of diversion and annual volume diverted to the department. The rate of diversion for irrigation purposes shall not exceed $1.0 \text{ cfs} \text{ minus } 0.57 \text{ cfs} = 0.43 \text{ cfs}$.

3. Prior to the diversion and use of water from wells constructed in connection with the dairy, the right holder shall install and maintain measuring devices on each well to measure the

amount of water diverted from the wells. The right holder shall obtain approval from the department relative to the type of device and shall annually report the maximum rate of diversion and annual volume diverted to the department.

4. The right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

5. Prior to operation of the dairy, the right holder shall plant trees along the entire eastern side of the dairy and along three hundred (300) feet of the southern boundary of the dairy property. The right holder shall plant suitable trees of a fast growing variety and shall maintain the trees during the life of the dairy as was offered by the applicants in the water right hearing.

6. The right holder shall establish and maintain a greenbelt in front of the dairy barn on the south side of the property as offered in the water right hearing.

7. The right holder shall at its own expense annually test the wells of the protestants for contamination in compliance with requirements of DEQ, if the protestants agree to the testing. If the dairy operation of the right holder is determined to contaminate the wells of the protestants, the right holder shall mitigate the loss of the protestants as offered in the water right hearing.

8. The right holder shall maintain control of 60 shares of water in the Twin Falls Canal Company for mitigation purposes and shall comply with the terms of mitigation as the terms may be determined in the future by the department.

9. Failure of the right holder to comply with any condition of approval of this transfer is cause for the Director to rescind approval of the transfer.

10. The change authorized by this approval shall be accomplished within two (2) years of the date of this order.

Signed this 30TH day of JANUARY, 1995.


R. KEITH HIGGINSON
Director

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 30th day of January, 1995,
I mailed a true and correct copy, postage prepaid, of the foregoing
FINAL ORDER to the following:

Patrick D. Brown, Esq.
Hepworth & Associates
P.O. Box 389
Twin Falls, ID 83303-0389

Thomas B. High
Benoit, Alexander, Sinclair
Harwood & High
P.O. Box 366
Twin Falls, ID 83303-0366

Kelly & Suzanne Murphey
698 E 3400 N
Castleford, ID 83321

Arthur & Loraine Reese
1051 E 3500 N
Castleford, ID 83321

William & Natalie Kinyon
724 E 3400 N
Castleford, ID 83321

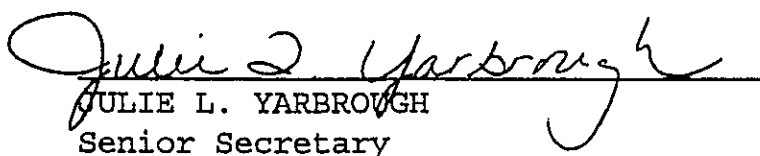
Tom & Shirley Barron
3450 N 800 E Rt 1
Castleford, ID 83321

Tracy Cook & Terry Wyatt
699 E 3400 N
Castleford, ID 83321

Norbert Ruffing
3397 N 800 E
Castleford, ID 83321

Mike & LuAnne Nihill
3358 N 800 E
Castleford, ID 83321

Dean & Jeanie Reynolds
821 E 3400 N
Castleford, ID 83321


JULIE L. YARBROUGH
Senior Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4415

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Hoogland & Hatch Partnership Phone 543-8843 Hatch
543-8396 Hoogland
 Post Office address C/O Reagon Hatch, 1780 E. 3800 N., Buhl, ID 83316

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Convert irrigation right to dairy use.
Build dairy with new PID & PIU.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 49-02315B Priority 10-8-1958 Amount (cfs/ac-ft) 0.57 cfs Nature of Use Stockwater Period of Use 1-1 to 12-31
0.57 cfs Commercial " to "
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 0.57 cubic feet per second and/or 114.9 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	2	11S	13E	Twin Falls	
		SW	SE	"	"	"	"	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
11S	13E	2											S,C				S,C		

Total acres _____

PART 1.

6. General Information:

- a. Description of diversion system ~~One main well & pump & one backup~~
Two connected wells & pumps, lines to barn & corrals.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land will no longer be irrigated. Will continue to be irrigated with canal shares (well is supplemental but is used every year). The proposed dairy site also has canal shares, about 60 acres at this site will be dried up to build the dairy. Overall, the actual number of irrigated acres will probably decrease as a result of this transfer.
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-02315 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 10-8-1958

5. Water is used for the following purpose:

amount 1.0 cfs for Irrig. purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	8	10S	14E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
10S	14E	8										40	10						50

Total acres 50

9. Describe any other water rights used for the same purpose as described above TFCC shares

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.57 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>10S</u>	<u>14E</u>	<u>8</u>									<u>28.7</u>	<u>10</u>							<u>28.7</u>

*Subject to
 Amendment if
 forfeiture is
 confirmed - See
 Memo and split tree*

Total acres _____

C. DESCRIPTION OF UNCHA

(If there is no change)

1. amount 0.43 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>10S</u>	<u>14E</u>	<u>8</u>									<u>21.3</u>	<u>10</u>							<u>21.3</u>

Total acres 21.3



Handwritten signature or name

115-13

ROAD



PID

T-# 4415

1987

NW
105, 112

Total area (Silver)
= 39 ac.

NWSW 35
SWSW 4

T27E
3092
H.E.L.

11 acres

NW
3
15.0

NW
3
14.2

2000 7

NW
T31E
3146
2
16.5

36.8

T34E
2799
H.E.L.
5.9

T3E
102

NW
2
6.7

NW
3
5.6

Deer Creek BM

Grange Hall

Highway site
Hogback - water transfer
10S, 14E

P14

400-M

1943

... and ...

R4/4E

10
15

8

150

Statement

丁巳仲夏

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Stockwater</u>	<u>14.6 APA</u>	<u>365 days/ann.</u>	<u>1-1</u> to <u>12-31</u>
	<u>Commercial</u>	<u>40.3 "</u>	<u>"</u>	<u>"</u> to <u>"</u>

2. Quantity and quality of return flows and location of discharge:

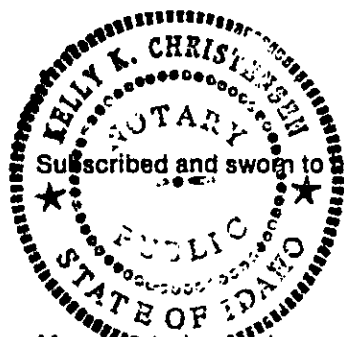
Solids will be separated out prior to land application of liquid waste.

3. Describe effects on other water uses resulting from the proposed change:

Should not affect other users.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Harry J. Hargland
(Signature of Applicant)
17th day of June, 19 94

Kelly K. Christensen
(Notary Public)

My commission expires 3-2-98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by J.F. Stanton Date 6-17-94

Protest filed by _____

Prelim. check by MTS Fee \$50.00 5017021

Received by JA Date 6-17-94

Published in Times News

Copies of protest forwarded by _____

Pub. dates 8/18 + 8/25/94

Hearing held by _____ Date _____

Watermaster recommendation requested on N/A

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED

JUN 17 1994

Department of Water Resources
Southern Region Office

PROPOSED SPLIT TREE--47-02315

47-02315

DIV. RATE: 1.0 CFS
P/D: 10S, 14E, S8, SWSW
P/U: 10S, 14E, S8, NWSW-40 ACRES
SWSW-10 "

47-02315A

DIV. RATE: .08 CFS
P/D: 10S, 14E, S8, SWSW
P/U: 10S, 14E, S8, NWSW-4 ACRES

47-02315B

DIV. RATE: .57 CFS--STOCKWATER VOLUME: STOCKWATER-74.6 AFA
.57 CFS--COMMERCIAL COMMERCIAL-40.3 AFA

P/D: 11S, 13E, S2, SESW
SWSE

P/U: 11S, 13E, S2, SESW--STOCKWATER & COMMERCIAL
SWSE--STOCKWATER & COMMERCIAL

MEMORANDUM TO FILE

HOOGLAND & HATCH TRANSFER
WATER RIGHT #47-02315

1. THE APPLICATION PROPOSES TO CHANGE THE NATURE OF USE FROM IRRIGATION TO DAIRY USE, CHANGE THE P/D, CHANGE THE P/U AND SPLIT THE RIGHT.
2. A FIELD EXAM WAS CONDUCTED 7-15-1994 FOR BOTH THE TRANSFERRED FROM AND TRANSFERRED TO SITES.
3. THE APPLICANTS PROPOSE TO CONTINUE TO IRRIGATE THE ACRES TO BE DRIED UP FROM GROUNDWATER WITH CANAL WATER AT THE TRANSFERRED FROM SITE BECAUSE ABOUT 60 ACRES WILL BE DRIED UP AT THE TRANSFERRED TO SITE WHEN THE NEW DAIRY IS CONSTRUCTED. THE NET RESULT WOULD APPEAR TO BE A REDUCTION OF ABOUT 31 ACRES OF IRRIGATION IF SOME CONTROL MEASURES WERE IN PLACE TO INSURE THE REDUCTION IS ACCOMPLISHED.
4. THE 10 ACRE PORTION OF THE RIGHT IN THE SWSW PARCEL HAS NOT BEEN IRRIGATED FOR 10 YEARS ACCORDING TO MR. HOOGLAND. THE WATER APPURTENANT TO THAT LAND SHOULD BE FORFEITED DUE TO NON-USE. THE NWSW PARCEL DOES NOT HAVE 40 ACRES OF IRRIGABLE LAND BUT CLOSER TO 33 ACRES. THE PROPOSED SPLIT TREE ATTACHED TO THIS MEMO ACCOUNTS FOR THE POSSIBLE FORFEITURE OF A PRORATA SHARE OF THE WATER AND THE REDUCED ACRES IN THE NWSW PARCEL.

Log for claim 47-02315C

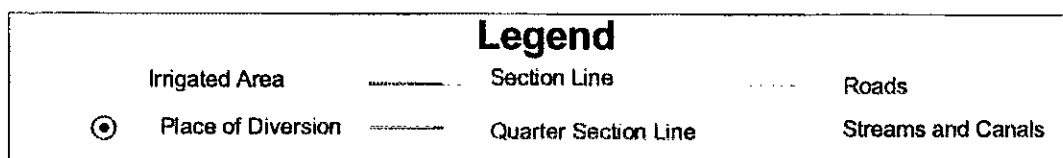
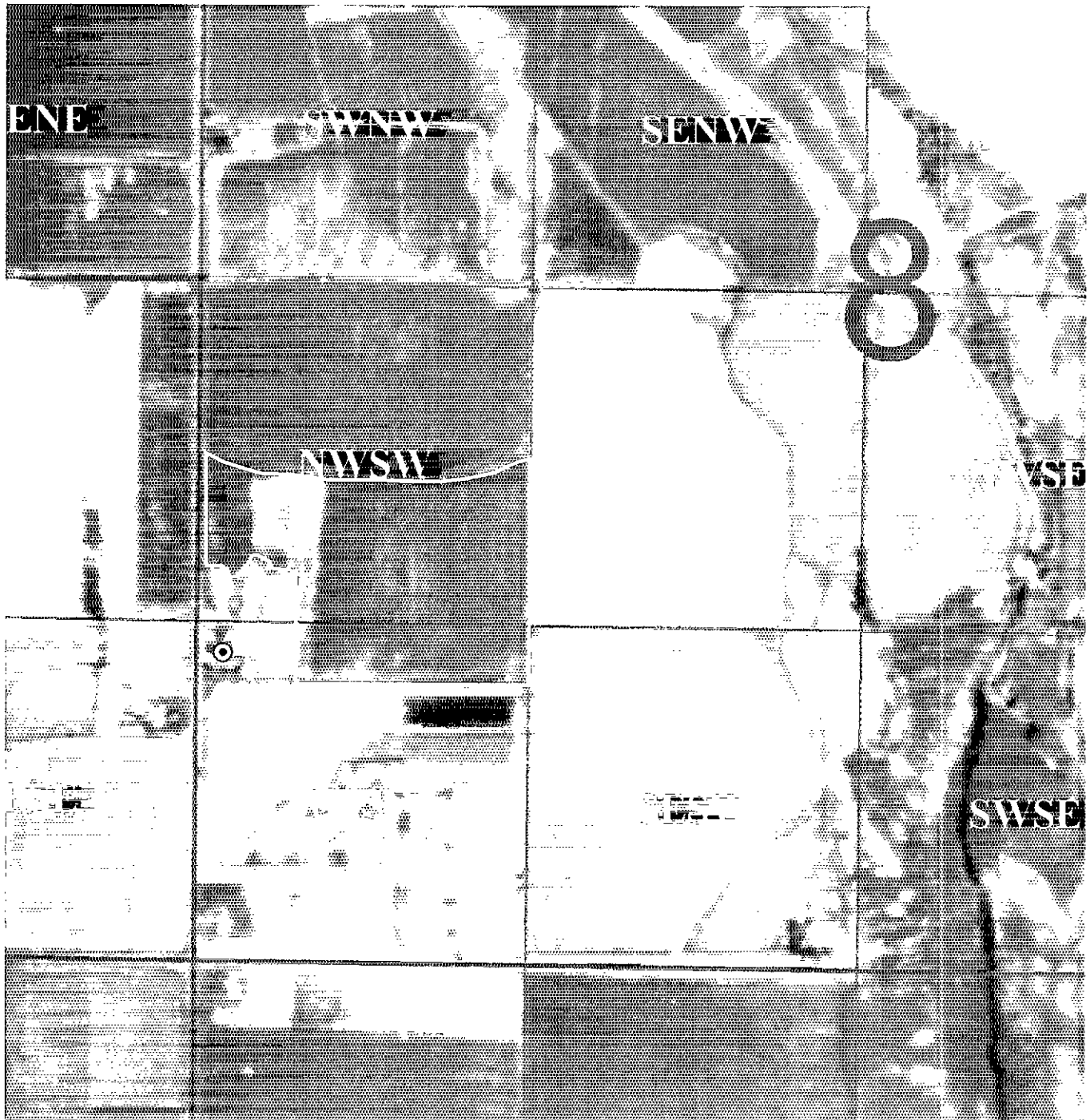
Spatial Dynamics BTD

3/16/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s14e	8	NWSW	5	15	Indiscernible
10s14e	8	SWSW	10	4.9	POD placement?
Totals:			15	19.9	

Water Right Claim Number 47-02315C
Township , 10S14E

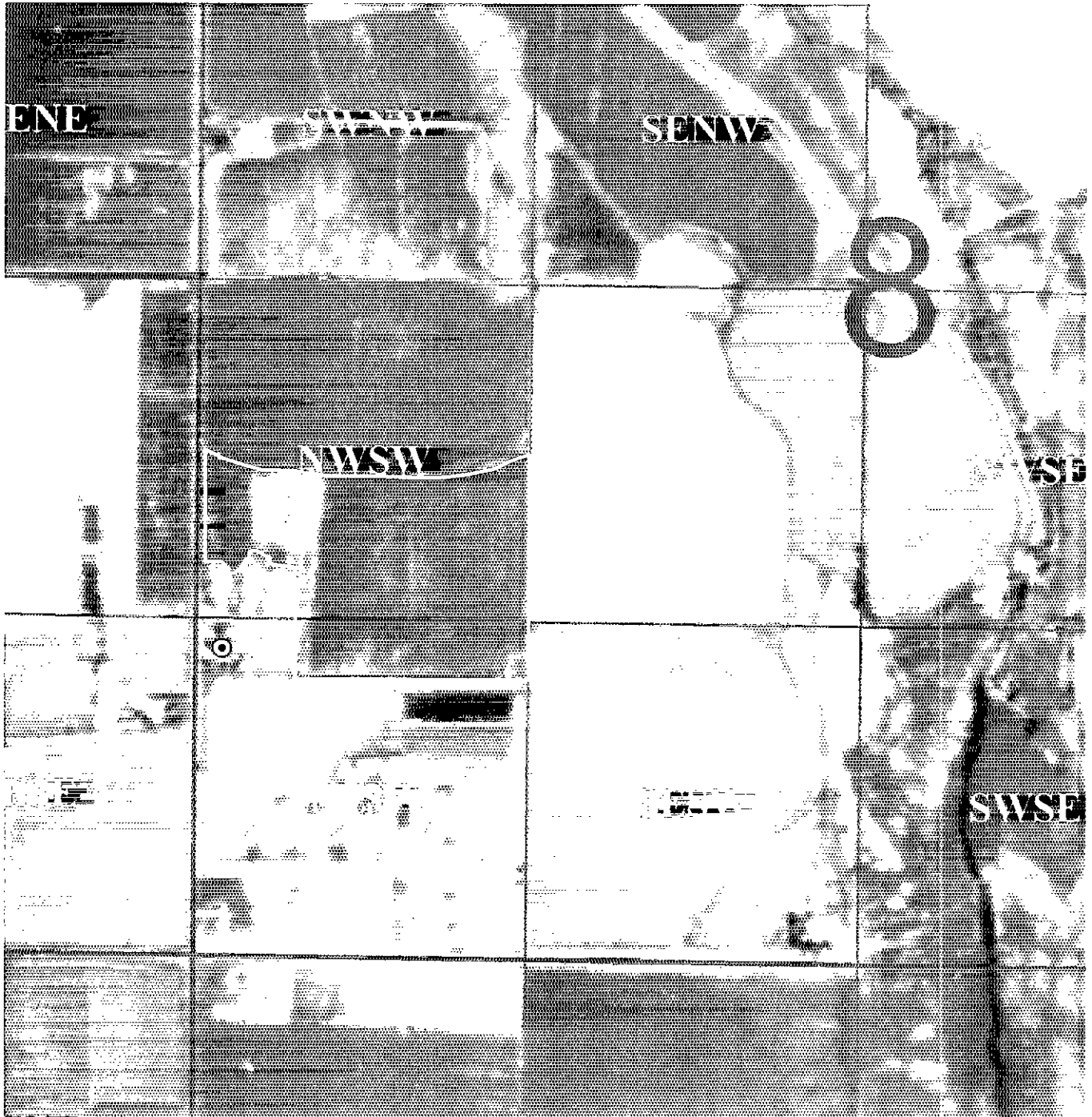
03/16/2001



SPATIAL
DYNAMICS

Water Right Claim Number 47-02315C
Township , 10S14E

03/16/2001



Legend

- | | | |
|--------------------|----------------------|--------------------|
| Irrigated Area | Section Line | Roads |
| Place of Diversion | Quarter Section Line | Streams and Canals |

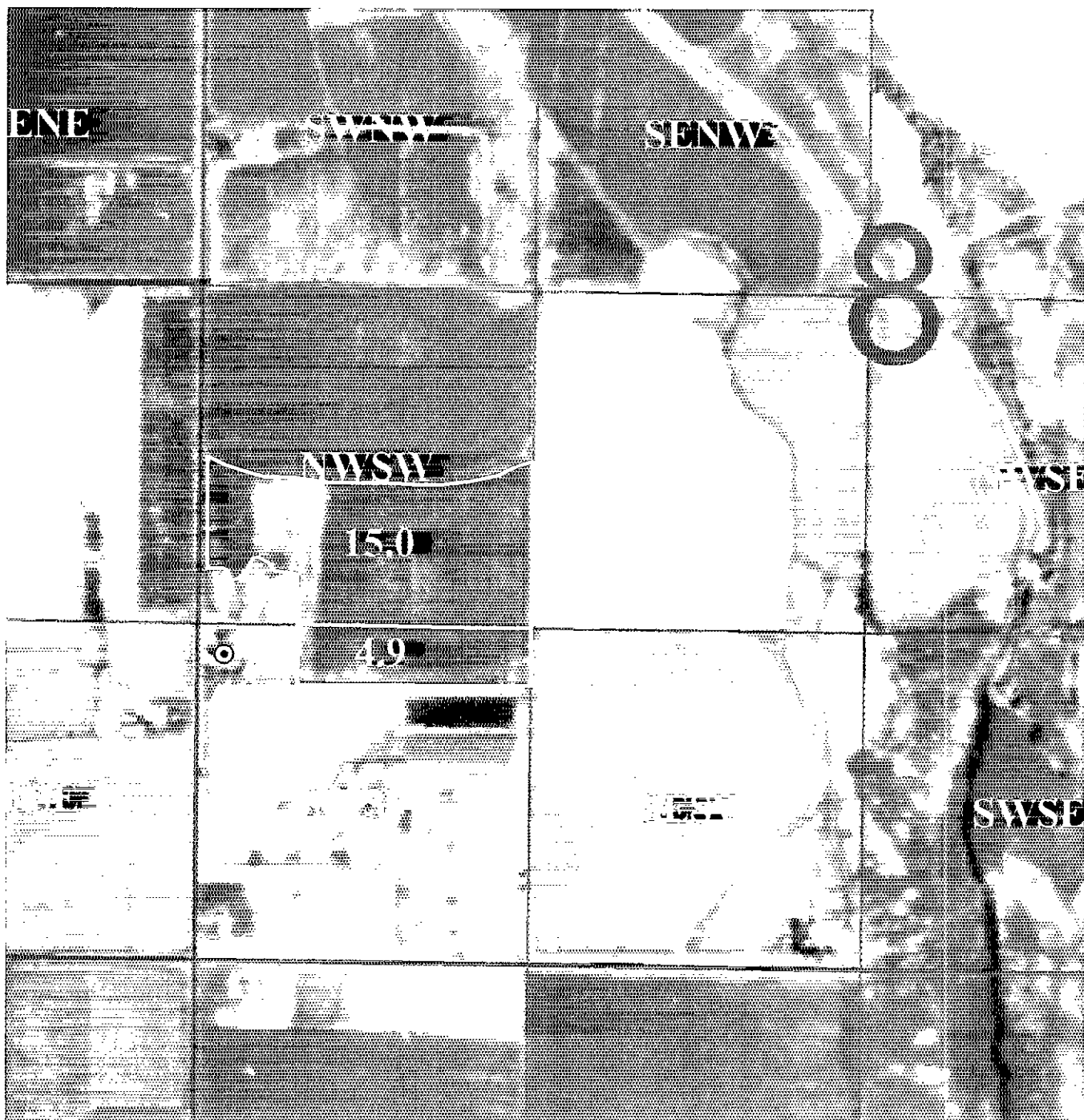
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-02315C
 Township , 10S14E

03/16/2001



Legend		
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals

400 0 400 800 Feet



SPATIAL
 DYNAMICS

AJ5809NP
No. A47-02315C

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/12/01
PAGE: 76

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY J HOOGLAND 3902 N 1000 E BUHL ID 83316 (208) 543-8396	10/08/1958	IRRIGATION	03-15 11-15	0.320 CFS	
TOTAL DIVERSION:					0.320 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T10S R14E S08

SWSW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	14E	8	:											05	10					:	15.8
TOTAL ACRES																				15.8	

POU County: TWIN FALLS

Other Rights: TWIN FALLS CANAL COMPANY SHARES

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-12309 47-12310 47-14107 A47-12309 A47-12310 A47-14107

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00209Z1 A47-02315

Conditions of Approval:

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.

Remarks: GEN ORIGINAL RIGHT SPLIT PURSUANT T#4515 & T#4548.
THIS WELL WAS DRILLED ON 3-29-1940 AND USED FOR IRRIGATION
PURPOSES SINCE THAT DATE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/09/1994 User-ID: MBALDWIN Subject: TRANSFER NO. 4415
T# 4415 filed on 6/17/94 proposes to change point of diversion,
place of use, nature of use, period of use and split the water
right.
T# 4415 proposes to split water right no. 47-02315 into parts A &
B.
Proposed water right no. 47-02315B will be changed from irriga-
tion to use within a commercial dairy and stockwater use.

Date: 02/03/1995 User-ID: MBALDWIN Subject: TRANSFER NO. 4548
T# 4548 filed on 12/8/94 proposes to change point of diversion,
place of use, nature of use, period of use and split water right.
T#4548 proposes to split 47-02315A into Parts C & D.
Also refer to pending T# 4415 filed on same water right by same
applicant; T#4548 split designation is contingent upon T# 4415.

Audit: 03/18/98 DJONES

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 01/23,
PAGE:

WATER RIGHT
NUMBER

NAME

CFS

47-02315

THIS RIGHT SPLIT INTO PARTS A & B THRU TRANSFER NO. 4415.

47-02315A

Split into 47-02315C & D by Trans. #4548.

47-02315B HOOGLAND & HATCH PARTNERSHIP

0.57

~~47-02315C~~ SORENSEN , FOSTER J

0.32

47-02315D MAGIC VALLEY VIEW DAIRY PARTNERSHIP

0.11

RECORDED

JAN 24 1996

State of Idaho

License and Certificate of Water Right

Water License No. G-27584

Amount 1.0 c.f.s.

Water District No.

Priority October 8, 1958

THIS IS TO CERTIFY that FOSTER J. SORENSEN
of Buhl, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 8, 1958; that Permit No. G-27584
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on July 12, 1962, showing that said works
were completed on the 29th day of December, 1961; and that on the 29th
day of December, 1961, FOSTER J. SORENSEN

of Buhl, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27584 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7330, on the 12 day of July, 1962;
The right hereby confirmed dates from October 8, 1958;

The Point of Diversion is located
in the SW 1/4 SW 1/4, Sec. 8, Tp. 10 S, R. 14 E, B. M. County of Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S	14 E	8	NE 1/4 SW 1/4 SW 1/4 SW 1/4	40 10	40 10
Total number of acres to be irrigated:				50	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

12th day of July, 1962.

/s/ RALPH L. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35519
 Permit No. G- 27581
 District No.

Foster J. Sorensen
 Rt. 2, Box 81
 Buhl, Idaho

1. Name of Applicant: FOSTER J. SORENSEN
 Postoffice address: Buhl County: Twin Falls State: Idaho
2. Quantity of water claimed: 1.0 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 1.0 or Idaho
 Miners' inches 50 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well with electric pump
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
 Twp. 10 S. , Rge. 14 E. , B.M., County of Twin Falls
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well - 150 feet
8. Estimated cost of works: \$ 1700.00
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years
 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 50 Inches Twin Falls Canal
 - (a) 50 ~~(cubic feet per second, inches or gallons per minute)~~ of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27584

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Foster J. Sorensen, Route #2, Buhl, Idaho
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the SW¹/₄SW¹/₄ of Section 8
T. 10 S. R. 14 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: 7 1/2 HP GEMIN
TD 7040, U.S. Pump # 21495 Column 50' x 6"
Well - 150' x 8" - Cased 10' x 8" 11' 30', m. d.
6" discharge North to open ditch.
5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
W¹/₂SW¹/₄, Sec. 8, T. 10 S., R. 14 E., B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: M. Foster J. Sorensen along

Measured with Sparling meter. (3 Read 5 min. 24 Sec)

This examination was made on the 29th day of June, 1962

(Signed)

L. J. Johnson

Examiner.

27584

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 3 1962

Department of Reclamation

Foster J. Sorensen
R. F. D. #2, Box 81
Buhl, Idaho
Permit No. G-27584

Examination for Completion of Works and
Beneficial Use

County Twin Falls

Sec. 8 T. 10S R. 14E

Quantity: 1.0 a.c.s.

Source: Well

P.D.: SW. SW., Sec. 8, T. 10S. - R. 14E BM.

Use: Irrigation

Filed: Oct. 8, 1958

Due: Nov. 7, 1963

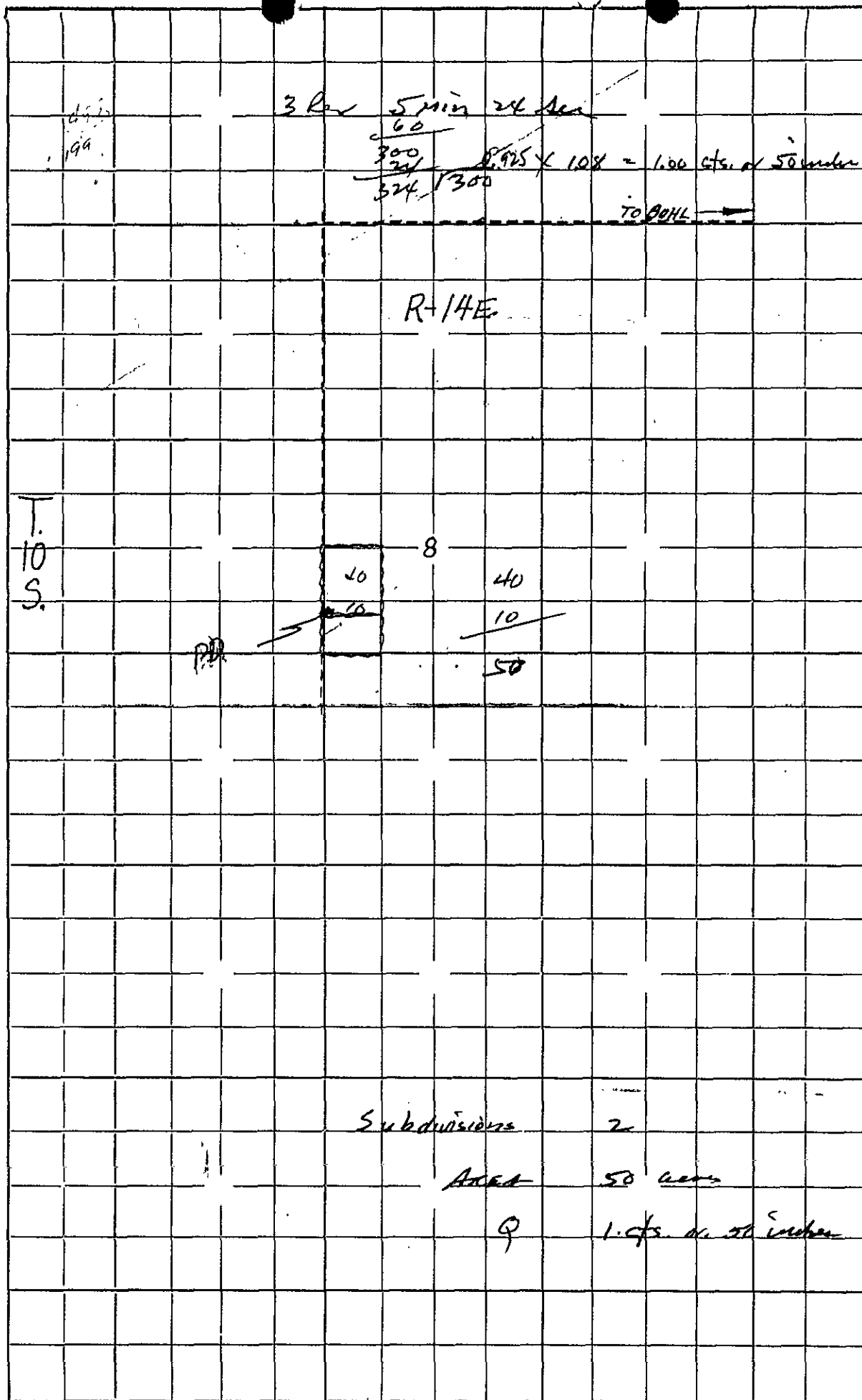
Extension: —

Completion of Works: —

Other Rights: 50" T.F. Canal

543-4767

27584



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27584

Foster J. Sorensen
R. F. D. #2, Box 81
Buhl, Idaho

REPORT ON PROOF OF Completion of Works & Beneficial Use

7/3/02

27584