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DEPT. OF WATER RESOURCES
SOUTHERN REGION

May 19, 2014

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Thomas Leno/Cedar Ridge Dairy Transfer

Dear Mr. Skinner:

Cedar Ridge Dairy is purchasing three portions of water right 47-17589 which is currently owned by Thomas and Dorothy Leno. Three transfers are being submitted to IDWR at this time. The application for all three transfers is Thomas and Dorothy Leno. The ownership of the three proposed portions will be changed after the transfers are approved by IDWR. Dorothy Leno has passed away and therefore Tom Leno has signed all three transfer applications and legal documents. A copy of Dorothy Leno's death certificate will be provided to IDWR.

Water right 47-17589 is a child water right from 47-7106 that was originally worth 155.0 acres of irrigation ground water. Three previous transfers have transferred off a total of 52.5 acres of primary ground water. There are currently 102.5 acres of irrigation ground water available under water right 47-17589. It has been determined through historical records that there are 93.2 acres of 47-17589 that are considered primary ground water acres and 9.3 acres of 47-17589 that are supplemental to Mule Creek surface water rights. It is proposed to transfer off the primary 93.2 acres of ground water rights with the three transfers being submitted at this time. The remaining 9.3 acres of 47-17589 must remain stacked with the water rights from Mule Creek.

The 93.2 acres of 47-17589 are currently stacked with portions of Mule Creek water rights 47-2118, 47-2048, 47-14285 and 47-7287. Relinquishment documents for the stacked portions of 47-2118, 47-2048, 47-14285 and 47-7287 have been signed by Thomas Leno. Similar documents like these have been accepted by IDWR and helped aide the processing of the previous three transfers from 47-7106.

The first transfer is an irrigation to stock and commercial water transfer for Dairy #2 and will provide an additional 30.5 acre feet annually (AFA) to the dairy facility. Diary #2 is owned by Blue Sage Properties. A contract of agreement between Blue Sage Properties and Thomas Leno has been signed

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by both parties that allows Thomas Leno to transfer a portion of his water rights to Dairy #2. Based on historical records, the consumptive use of 47-17589 is 1.87 AFA per acre. A total of 16.3 acres of 47-17589 will be dried up and no longer irrigated to facilitate this transfer.

The second transfer is an irrigation to stock and commercial water transfer for Dairy #3 and will provide an additional 66.0 AFA of water to the dairy facility. Dairy #3 is owned by Henry Calvin Hafliger Jr. A contract of agreement between Henry Calvin Hafliger Jr. and Thomas Leno has been signed by both parties and allows Thomas Leno to transfer a portion of his water right to Dairy #3. Based on historical records, the consumptive use of 47-17589 is 1.87 AFA per acre. A total of 35.3 acres of 47-17589 will be dried up and no longer irrigated. A new well is proposed to be drilled with this transfer for Dairy #3. The location of the new well or POD is Township 16 East Range 11 South Section 6 NWNE.

The third transfer is an irrigation to irrigation transfer. A total of 31.2 acres will be transferred to property owned by Henry Calvin Hafliger Jr. A new well is proposed to be drilled in Township 16 East Range 11 South Section 8 SWSW. The proposed well will pump water into an existing pond that collects water from the Salmon River Canal Co. and applies the water to near by fields. The 31.2 acres will remain primary ground water and will not be stacked with Salmon River Canal Co. water. There will be 41.6 acres of 47-17589 at 3.0 af/acre dried up to facilitate the 31.2 acre of the transferred water at 4.0 af/acre. A contract of agreement between Henry Calvin Hafliger Jr. and Thomas Leno has been signed by both parties and allows Thomas Leno to transfer a portion of his water right for irrigation purposes to property owned by Henry Calvin Hafliger Jr.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Cedar Ridge Dairy, Tom Leno, Charles Wright
Enc: Three Relinquishment Documents, Purchase Agreement, Three Contract Agreements, Historical Water Use Analysis of 47-7106, Warranty Deeds for the Diary Facilities, Annual Reports from the Secretary of State of Idaho for Blue Sage Properties, Cedar Ridge Dairy, Brockway Engineering Check # 12026 for $1700.00