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To Whom It May Concern

My client Vandervegt Dairy, Paul, Idaho; received the following message from Cindy Yenter, Water Master, Water District 130.

The Paul Dairy diverted a total of 238 AF during 2012, as follows: 89 AF East Well, 149 AF West Well. Total water right authorized volume is 152 AF, indicating a shortfall of 86 AF. The rental for 2012 was approved for about 86 AF but limited to 65 AF due to the commercial consumptive conversion. Consequently an over-appropriation still appears to have occurred. You will need to make an adjustment to compensate for this when you acquire water for 2013.

We applied to the water bank to rent water for the dairy in 2012 and were able rent what we thought was enough water. There was an equipment issue that was consuming more water than anticipated. The dairy is planning an expansion that will bring their heifer to the site. Currently they are housed at a different location. As soon as the plans are firm on the expansion the dairy will do a transfer to fill the needs of the operation.

In the interim, we are requesting a lease of water from the water bank. The operation has placed water in the water bank when the original transfer from irrigation to commercial and livestock water use was made at the time of construction. At this time the plan is to submit the request for a permanent change of use within the year.

We have requested the volume of water based on the conversion rate from irrigation to commercial and livestock that was used for the lease a year ago. Based on that rate of conversion the requested 132AFA will result in then required maximum 100AFA to insure that there is not an over-appropriation of the existing right along with the leased water.

Thank you for your consideration

Sincerely,



Bob Ohlensehler
O & H Associates