

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 19, 2010

Allen Merritt, Regional Manager
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: Clear Springs Foods Processing Plant Well-Beneficial Use Exam - Water Right 36-16156

Dear Allen:

I am enclosing a completed Beneficial Use Field Exam Report and a Statement of Completion for water permit 36-16156. The field exam was completed on October 8, 2010 by C. E. Brockway P.E. Certified Water Right Examiner accompanied by Jeff Jermunson, Director of Operations for Clear Springs Foods Inc.

The permit is limited to a total of 1.34 cfs with 1.34 cfs for industrial use and 0.08 cfs for domestic use with no volume limitation listed. Water is pumped from the well to the processing plant which includes water for in-plant use and for use in the holding ponds for fish to be processed and to one residence on the property. The processing plant well water is essentially utilized to replace depleted spring flows under water right 36-7201 which has historically supplied water for the same uses.

A magnetic flow meter (Toshiba) has been installed in the pipe string and reads in 100s of gallons per minute with a totalizer. The accuracy of this meter was not checked by Brockway Engineering; however, I understand the Watermaster for WD 130, Cindy Yenter, did check this meter at lower flow with a Fuji ultrasonic meter and determined that it was within acceptable accuracy standards. She plans to do another check at higher flows. The well, which has a 50 hp motor installed, was measured with the Toshiba meter at 633 gpm (1.41 cfs) at which time water was being pumped to the processing plant and to the residence.

There is no record of volume of water used since the well was just put into service. However, since the well water is utilized for all uses within the processing plant and for the holding ponds and essentially replaces the depleted spring water which historically has been used continuously, I assumed that the total flow of the well, up to a maximum of 1.34 cfs, would be utilized year round for beneficial uses. This results in an annual volume of $1.34 \times 1.98 \times 365 = 970$ acre feet per year.

CHARLES E.
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PH.D., P.E.

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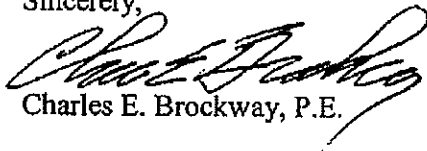
Returned to
Clear Springs
10.29.10
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OCT 21 2010
DEPT. OF WATER RESOURCES
SOUTHERN REGION
(24)

Allen Merritt
June 7, 2005
RE: Clear Springs Foods Pump Back

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If additional information is required, please let me know. Thank you for your consideration.

Sincerely,



Charles E. Brockway, P.E.

cc: Jeff Jermunson, Clear Springs Foods Inc.
John Simpson

Enclosures: Beneficial Use Field Report 37-16156
Processing Plant Water System Use Schematic
Aerial Photo showing well site
Photo of well and flow meter
Schematic of Well House Equipment
Statement of Completion
Instruction Manual-Toshiba Magnetic Flowmeter
Well Pump Curve-Hydroflo Pump