

Transfer No. 74261

Receipt No. 5029799

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information VISSER HOLSTEINS
DBA EAGLE VIEW FARM
PO BOX 665
CASTLEFORD ID 83321-0665
(208)537-0918

RECEIVED

OCT 26 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
47-2371	AJC/License	2.02	857.4			GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-2371	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

Application filed to correct point of diversion and place of use for stock water.

4. FOR CHANGES IN NATURE OF USE ONLY**A. Describe the expected quantity of the return flows and location of discharge after the proposed change**

NA

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

NA

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
47-2371	2.02 cfs			857.4 af
TOTAL	2.02 cfs			857.4 af

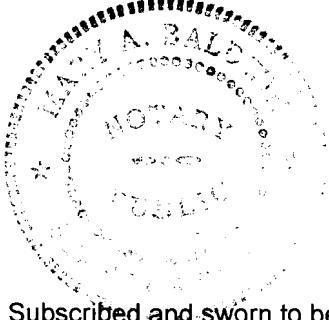
WITHDRAWN

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

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.



[Signature]
(Signature of Applicant)

PARTNER - VISSLER HOLSTEINS
(Title or Office)

Subscribed and sworn to before me this 25th day of October, 2007.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/2010

WITHDRAWN

Transfer No. 74261

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 47-2371

Priority Date: March 04, 1963
 Origin: Adjudication Recommendation
 Basis: License
 Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	2.02 CFS	857.4 AFA	
COMMERCIAL	01/01 12/31	2.02 CFS	857.4 AFA	
	Total Diversion	2.02 CFS	857.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWSENW	Sec. 8	Twp 10S	Rge 13E	TWIN FALLS County
GROUND WATER	NESESW	Sec. 8	Twp 10S	Rge 13E	TWIN FALLS County
GROUND WATER	NWNWSE	Sec. 8	Twp 10S	Rge 13E	TWIN FALLS County
GROUND WATER	NWNWSE	Sec. 8	Twp 10S	Rge 13E	TWIN FALLS County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S 13E 8																	
10S 13E 17	X	X	X	X									X	X	X	X	

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PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S 13E 3											X	X					
10S 13E 5						X	X										
10S 13E 6						L 4										X	
10S 13E 7	X																
10S 13E 8	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X	
10S 13E 9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
10S 13E 10		X			X	X	X	X		X	X						
10S 13E 16	X	X			X	X	X	X									
10S 13E 17	X	X	X	X													

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
9. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
10. The total instantaneous diversion of water from all points of diversion under Transfer 5589 shall not exceed 2.02 cfs, nor a total combined annual volume of 857.4 af.

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11. Commercial use is for a dairy located within the SE, S08 and the NE, S17, T10S, R13E.
12. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.

Documentation of Ownership of the Current Place of Use

IDWR records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change to the existing place of use other than adding an additional forty acre tract as an authorized place of use location.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A

Proposed Water Right No. 47-2371

Priority Date: March 04, 1963

Origin: Adjudication
Recommendation

Basis:	License
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Status: Active

Source: GROUND WATER

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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	2.02 CFS	857.4 AFA	
COMMERCIAL	01/01	12/31	2.02 CFS	857.4 AFA	
Total Diversion			2.02 CFS	857.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSNW Sec. 8 Twp 10S Rge 13E TWIN FALLS
County

GROUND WATER NWNWSE Sec. 8 Twp 10S Rge 13E TWIN FALLS
County

GROUND WATER NWNWSE Sec. 8 Twp 10S Rge 13E TWIN FALLS
County

GROUND WATER SWNWSE Sec. 8 Twp 10S Rge 13E TWIN FALLS
County

Describe the proposed diversion system

Point of Diversion # 1 New well to be drilled.

Point of Diversion # 2 New well to be drilled.

PLACE OF USE: STOCKWATER

[illegible]

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S 13E 3											X	X					
10S 13E 5						X	X										
10S 13E 6						L 4										X	
10S 13E 7	X																
10S 13E 8	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X	
10S 13E 9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
10S 13E 10		X			X	X	X	X		X	X						
10S 13E 16	X	X			X	X	X	X									
10S 13E 17	X	X	X	X													

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Additional
Stock Water
Location



Corrected Well
Location

Township10 South, Range 13 East

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