

Robertson, Jean

From: Robertson, Jean
Sent: Monday, May 08, 2006 12:43 PM
To: 'downey@agplans.com'
Subject: Cassia Creek Farms Dairy Transfer #72670

Hi Wayne,

After your request to write a letter to the Cassia County P&Z, I began reviewing your transfer file and application again with one of our other agents. I realized there are still problems that we need to go over and correct. Based on the map you provided which showed where the dairy is proposed to be located, our records show that there are 4 water rights which have irrigation on some of those acres (43-2471, -2472, 2475, and -2569). All four of the rights will need to be split and the acres removed from the dairy place of use, along with the proportionate diversion rate. According to your map, in Section 1 there are 19.8 acres in the NENE, 20.2 acres in the SENE, and 20.1 acres in the NESE for a total of 60.1 acres to be removed. In Section 6, there are 6.8 acres in the NWNE, 8.1 acres in the SWNE, 160 acres in the NW 1/4, 40 acres in the NESW, 44 acres in the NWSW, and 10.2 acres in the NWSE for a total of 269.1 acres to be removed. This means that a total diversion rate of 5.67 cfs will now be involved. (The volume will be calculated based on the crop records you provide.) The original application was only for 2.04 cfs and the fee you submitted was for \$330.00. The fee on 5.67 cfs is \$450.00, thus you owe another **\$120.00**. Also, the letter from Mr. Kretz allowing you to be his agent should at a minimum be **notarized** or a **Limited Power of Attorney** submitted in your name. When you have the crop records, either a Power of Attorney or Notarized statement from Mr. Kretz, and the additional fee, please give me a call and we can set an appointment to redo the transfer application including all necessary rights. Perhaps then we can include a copy of the application to the Cassia County P&Z. Thanks, Jeanie Robertson