



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 9, 2006

Barker Rosholt & Simpson LLP
ATTN: Paul Arrington
PO Box 485
Twin Falls, ID 83302

RE: App For Transfer, LaVel Stoker

Dear Mr. Arrington;

The above-referenced application is being returned to you for revision. As filed, the application appears to dry up all 573 acres of land covered by the two water rights while keeping the existing points of diversion; they can certainly apply to do this, but it would not appear to make sense. The existing ppu has enough water for proper operation, it appears that the transfer is structured incorrectly. If they want to add 4 wells and the 573 acres to the existing ppu, then all the rights in the existing ppu need to be included in the transfer so that the final ppu will cover 1934 acres and nine wells.

If my assumptions concerning the intent of the transfer are correct, a filing fee of \$1100. is due with the application; no fee was received, however.

The water rights show four owners of record; we need notarized signatures from all four, not just from LaVel Stoker.

Right 45-7358D has a stockwater component; where do you want to show the point of diversion and place of use for stockwater after the transfer (or can we simplify things and just get rid of the stockwater component altogether)?

How will the enlarged water system be operated? Will all wells be used interchangeably as needed for maximum system efficiency, or will some wells be used mainly on a portion of the property except in emergencies?

If I can be of further assistance, feel free to contact me.

Regards,

James E. Stanton
Sr. Water Resource Agent