



BROCKWAY
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Hydraulics

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Water Resources

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OCT 04 2006
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SOUTHERN REGION

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MAY 30 2006
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SOUTHERN REGION

May 26, 2006

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

Re: Transfer Application-John and Ruth Beukers Dairy
Water Right 45-13788

Dear Allen:

Water Right 45-13788 provides stock and commercial water for the Beuker's dairy near Oakley utilizing two wells, a primary and backup. It was recently found that the discharge from the backup well located in the SE SE 12S 20E Sec 13 has decreased and is no longer adequate to provide full backup flows.

We are therefore submitting an application for transfer of a water right to add a new point of diversion (well) in the SW SE SW Section 18 12S 20E. This new backup well will be closer to the dairy and more convenient for hookup to the water supply system. The proposed new point of diversion for the additional backup well is approximately 2,200 feet east of the existing backup well.

It is my understanding from discussions with Dave Tuthill that if it is determined that the proposed change will not result in injury to existing water rights, that the application for transfer can be approved without advertisement.

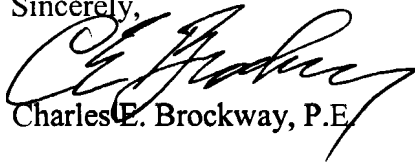
The nearest well to the proposed new point of diversion is the VanTassle well, which is approximately 1300 feet south in Section 19. It is also approximately 2550 feet away from the existing backup well. Therefore, the potential for any significant impact on the VanTassle well is minimal. In addition, my understanding is that the VanTassle well is a deep well. The new backup well will be drilled into the shallower aquifer system. Therefore, I am requesting that this application for transfer be approved without advertising.

I am enclosing the application for transfer and a 2004 aerial photo which shows the location of both the existing and proposed points of diversion.

Merritt, Alan - WR
RE: Beukers Dairy Water Right # 45-13788
May 26, 2006

Please contact me if you require additional information. Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Brockway", written over the printed name.

Charles E. Brockway, P.E.

Enc. Application for Transfer
2004 Aerial Photo

cc: John Beukers