

No Color

Documents

In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JUN 01 2005
Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
47-12958	<u>P.D.</u>	_____	_____	_____	_____
47-16786	} <u>AJ</u>	_____	_____	_____	_____
47-16789		_____	_____	_____	_____
47-16787		_____	_____	_____	_____
47-16788		_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) J & J Dairy
C/O John Reitsma
4. New Owner/Claimant(s) Lane and Fatima Franco
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 3186 N. 3100 E.
- City, State and ZIP Code Twin Falls, ID 83301
- New Telephone Number () _____
5. Date you acquired the property 6/4/2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>AM</u>	Date <u>6-1-05</u>	Fee <u>\$175.00/xx</u>	
Received by <u>AM</u>	Date <u>6-1-05</u>	Receipt No. <u>CO78126</u>	
Processed by _____ AJ	Date _____	WR _____	Date _____

WARRANTY DEED

Twin Falls County, Idaho

Recorded For:
TWIN FALLS TITLE

#CL-905

04:36pm Jun. 04, 2004
2004 - 012085

No. of Pages: 2 Fee: \$6.00
KRISTINA GLASCOCK
County Clerk
Deputy: CD

To 40524
For Value Received

J & J DAIRY an Idaho General Partnership, composed of Jesus Hurtado and John Reitsma

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

LANE M. FRANCO and FATIMA M. FRANCO, husband and wife

Address: **3186 North 3100 East, Twin Falls, Idaho 83301**

Hereinafter called the Grantee, the following described premises situated in Twin Falls County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

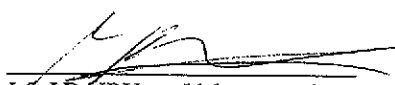
SUBJECT TO:

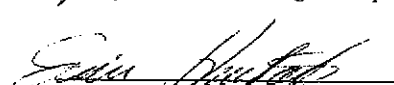
- * All reservations in patents or deeds in the chain of title.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 209.8 shares of SALMON RIVER CANAL CO. LTD WATER STOCK and Water Right #47-12958, 47-16786, 47-16789, 47-16787 and 47-16788

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 4, 2004


J & J DAIRY an Idaho general partnership


J & J DAIRY, an Idaho general partnership

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 4th day of June, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **Jesus Hurtado and John Reitsma**, known or identified to me to be the partners of J & J DAIRY, an Idaho general partnership and persons whose names are subscribed to the within instrument as partners, and acknowledged to me that they executed the same on behalf of said partnership.


Notary Public
Residing at: Jerome, Idaho
My Commission expires: 7-30-07



EXHIBIT A

Township 11 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 14: SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 14: That part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ lying Southerly and Westerly and above the Highline Canal of the Twin Falls Canal Company.

EXCEPTING THEREFROM a tract of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:

COMMENCING at the Southeast corner of said Section 14, the POINT OF BEGINNING;
THENCE North 88°42' West along the South line of said Section 14, 561.54 feet;
THENCE North parallel with the East line of said Section 14, 1,000.56 feet to a point on the South right of way of the Highline Canal;
THENCE South 61°27' East along the South right of way of said canal 313.90 feet;
THENCE South 74°07' East along the South right of way 297.0 feet to a point on the East line of said Section 14;
THENCE South along the East line of said Section 14, 782.0 feet to the POINT OF BEGINNING.

WARRANTY DEED

#CL-905

TO 40524
For Value Received

Twin Falls County, Idaho
Recorded For:
TWIN FALLS TITLE
04:35pm Jun. 04, 2004
2004 - 012084
No. of Pages: 2 Fee: \$6.00
KRISTINA GLASCOCK
County Clerk
Deputy: CD

SOUTH HILLS DAIRY, an Idaho General Partnership

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

J & J DAIRY, an Idaho General Partnership, composed of Jesus Hurtado and John Reitsma
Address: 75 North 400 West, Jerome, Idaho 83338

Hereinafter called the Grantee, the following described premises situated in Twin Falls County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

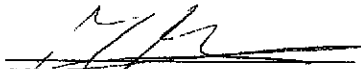
SUBJECT TO:

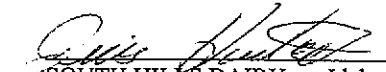
- * All reservations in patents or deeds in the chain of title.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 209.8 shares of SALMON RIVER CANAL CO. LTD WATER STOCK and Water Right #47-12958, 47-16786, 47-16789, 47-16787 and 47-16788

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 4, 2004


SOUTH HILLS DAIRY, an Idaho general partnership


SOUTH HILLS DAIRY, an Idaho general partnership

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 4th day of June, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared Jesus Hurtado and John Reitsma, known or identified to me to be the partners of SOUTH HILLS DAIRY, an Idaho general partnership and persons whose names are subscribed to the within instrument as partners, and acknowledged to me that they executed the same on behalf of said partnership.


Notary Public
Residing at: Jerome ID
My Commission expires: 7-3-09

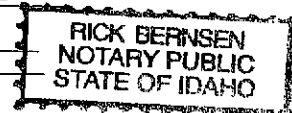


EXHIBIT A

Township 11 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 14: SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 14: That part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ lying Southerly and Westerly and above the Highline Canal of the Twin Falls Canal Company.

EXCEPTING THEREFROM a tract of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:

COMMENCING at the Southeast corner of said Section 14, the POINT OF BEGINNING;
THENCE North 88°42' West along the South line of said Section 14, 561.54 feet;
THENCE North parallel with the East line of said Section 14, 1,000.56 feet to a point on the South right of way of the Highline Canal;
THENCE South 61°27' East along the South right of way of said canal 313.90 feet;
THENCE South 74°07' East along the South right of way 297.0 feet to a point on the East line of said Section 14;
THENCE South along the East line of said Section 14, 782.0 feet to the POINT OF BEGINNING.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69056

This is to certify that: J & J DAIRY

C/O JOHN REITSMA
738 CANYON RIM RD
TWIN FALLS ID 83301

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
47-12958	WR/Decreed	12/31/1945	0.2 cfs	N/A			GROUND WATER
47-4035	AJC/Statutory Claim	06/29/1959	1.2 cfs	N/A		80.0	GROUND WATER
47-7242	AJC/License	01/28/1974	2.14 cfs	976 af		244.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
47-12958	NO	NO	NO	YES	NO	NO
47-4035	YES	YES	YES	NO	YES	YES
47-7242	YES	YES	YES	NO	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
47-12958	47-12958	0.2 cfs	10.6 af	N/A			N/A	N/A	N/A	N/A
47-4035	47-16787	0.3 cfs	38.9 af	N/A		47-16786	0.9 cfs	N/A	51.3	51.3
47-7242	47-16789	0.08 cfs	13.3 af	N/A		47-16788	2.06 cfs	N/A	235.1	235.1
TOTALS		0.58 cfs	62.8 af				N/A	N/A	253.6	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED
MAR 06 2003

WATER RIGHT NO. 47-12958
As Modified by Transfer No. 69056

In accordance with the approval of Transfer No. 69056, Water Right No. 47-12958 is now described as follows.

Right Holder: J & J DAIRY

C/O JOHN REITSMA
 738 CANYON RIM RD
 TWIN FALLS ID 83301

Priority Date: December 31, 1945

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.04 CFS	1.2 AF
STOCKWATER	01/01	to 12/31	0.20 CFS	9.4 AF
			0.20 CFS	10.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW	Sec. 14Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWSWSW	Sec. 14Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	14																	
																			X

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	
11S	17E	14																	
																			X X

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 47-12958, 47-16787 and 47-16789 shall not exceed 0.58 cfs, nor total combined annual volume of 62.8 af.
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 protestants and the right holder that provides the maximum number of cattle to be served under transfer 69056 is 1,000 milking cows and 220 dry cows, and provides the right holder shall engage in certain odor management practices specified in the agreement.
4. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

MICROFILMED
 MAR 06 2003

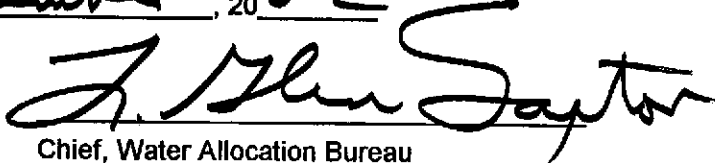
WATER RIGHT NO. 47-12958
As Modified by Transfer No. 69056

CONDITIONS OF APPROVAL

5. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED
MAR 06 2003

WATER RIGHT NO. 47-16786
As Modified by Transfer No. 69056

In accordance with the approval of Transfer No. 69056, Water Right No. 47-16786 is now described as follows.

Right Holder: J & J DAIRY
 C/O JOHN REITSMA
 738 CANYON RIM RD
 TWIN FALLS ID 83301

Priority Date: June 29, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to 11/15	0.90 CFS
		0.90 CFS

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER SWSWSW Sec. 14 Twp 11S Rge 17E TWIN FALLS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S 17E 14											32.4	18.9					51.3

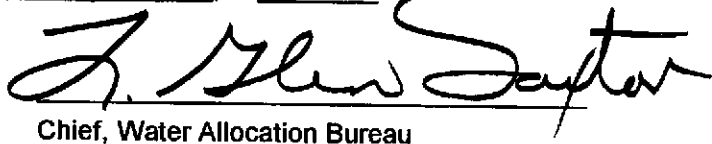
Total Acres: 51.3

CONDITIONS OF APPROVAL

1. Rights 47-16786 and 47-16788 when combined shall not exceed the irrigation of 253.6 acres.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of December, 2002


 Chief, Water Allocation Bureau

MICROFILMED

MAR 06 2003

WATER RIGHT NO. 47-16789
As Modified by Transfer No. 69056

In accordance with the approval of Transfer No. 69056, Water Right No. 47-16789 is now described as follows.

Right Holder: J & J DAIRY

C/O JOHN REITSMA
 738 CANYON RIM RD
 TWIN FALLS ID 83301

Priority Date: January 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.08 CFS	13.3 AF
STOCKWATER	01/01	12/31	0.08 CFS	13.3 AF
			0.08 CFS	13.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 14 Twp 11S Rge 17E TWIN FALLS County
 GROUND WATER SWSWSW Sec. 14 Twp 11S Rge 17E TWIN FALLS County

PLACE OF USE: COMMERCIAL, same as Stockwater

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
11S 17E 14	X	X			

CONDITIONS OF APPROVAL

- Commercial use is for a dairy located in the SW, S14, T11S, R17E.
- The total instantaneous diversion of water from all points of diversion under Rights 47-12958, 47-16787 and 47-16789 shall not exceed 0.58 cfs, nor total combined annual volume of 62.8 af.
- 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.
- Use of water under this right may be affected by an agreement between the protestants and the right holder that provides the maximum number of cattle to be served under transfer 69056 is 1,000 milking cows and 220 dry cows, and provides the right holder shall engage in certain odor management practices specified in the agreement.
- Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
- Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

MICROFILMED
 MAR 06 2003

WATER RIGHT NO. 47-16789
As Modified by Transfer No. 69056

CONDITIONS OF APPROVAL

9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED
MAR 06 2003

WATER RIGHT NO. 47-16788
As Modified by Transfer No. 69056

In accordance with the approval of Transfer No. 69056, Water Right No. 47-16788 is now described as follows.

Right Holder: J & J DAIRY

C/O JOHN REITSMA
 738 CANYON RIM RD
 TWIN FALLS ID 83301

Priority Date: January 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	2.06 CFS
			2.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSE Sec. 14 Twp 11S Rge 17E TWIN FALLS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 17E 14				10.0			30.0		40.0	1.1	36.0	39.0		28.0	38.0	13.0	235.1

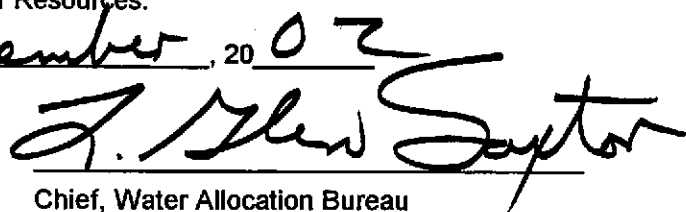
Total Acres: 235.1

CONDITIONS OF APPROVAL

1. Rights 47-16786 and 47-16788 when combined shall not exceed the irrigation of 253.6 acres.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of December, 2002


 Chief, Water Allocation Bureau

MICROFILMED

MAR 20 2003

WATER RIGHT NO. 47-16787
As Modified by Transfer No. 69056

In accordance with the approval of Transfer No. 69056, Water Right No. 47-16787 is now described as follows.

Right Holder: J & J DAIRY

C/O JOHN REITSMA
 738 CANYON RIM RD
 TWIN FALLS ID 83301

Priority Date: June 29, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.30 CFS	38.9 AF
COMMERCIAL	01/01	12/31	0.30 CFS	38.9 AF
			0.30 CFS	38.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWSW	Sec. 14 Twp 11S Rge 17E TWIN FALLS County
GROUND WATER	SWSWSW	Sec. 14 Twp 11S Rge 17E 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	
11S	17E	14																	
												X	X						

PLACE OF USE: COMMERCIAL, same as Stockwater

CONDITIONS OF APPROVAL

- Commercial use is for a dairy located in the SW, S14, T11S, R17E.
- The total instantaneous diversion of water from all points of diversion under Rights 47-12958, 47-16787 and 47-16789 shall not exceed 0.58 cfs, nor total combined annual volume of 62.8 af.
- 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.
- Use of water under this right may be affected by an agreement between the protestants and the right holder that provides the maximum number of cattle to be served under transfer 69056 is 1,000 milking cows and 220 dry cows and provides the right holder shall engage in certain odor management practices specified in the agreement.
- Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
- Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

MICROFILMED

MAR 16 2003

WATER RIGHT NO. 47-16787
As Modified by Transfer No. 69056

CONDITIONS OF APPROVAL

9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of December, 2002



Chief, Water Allocation Bureau

MICROFILMED

MAR 06 2003

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 47-12958

NAME AND ADDRESS: HARRY DE HAAN
317 6TH AVE N
TWIN FALLS, ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.20 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1945

POINT OF DIVERSION: T11S R17E S14 SWSW Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.20 CFS

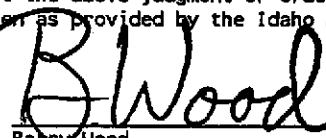
PLACE OF USE:	Stockwater		Within Twin Falls County
	T11S R17E S14	SWSW	
	Domestic		Within Twin Falls County
	T11S R17E S14	SWSW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

MAR 06 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

June 13, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

LANE M FRANCO
3186 N 3100 E
TWIN FALLS ID 83301

RE: Change in Water Right Ownership for Water Rights 47-7021, 47-11777, 47-12958,
47-16786, 47-16787, 47-16788, 47-16789

Dear Mr. Franco:

This letter is to acknowledge receipt of duplicate requests for ownership change on the above referenced water rights. The original request was received from Land Title & Escrow, Inc. and has been processed.

The duplicate requests are returned to you with this letter.

Please be advised that a refund of \$50.00 has been requested to return the filing fees you submitted on your check no. 888. The refund will be sent separately from this letter.

If you have any questions regarding this matter, please call me at 208-287-4952.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosure

cc: LAND TITLE & ESCROW INC
ATTN: LAURY LAMB
PO BOX 349
JEROME ID 83338

Townsend, KariLynn

To: Allen, Debbie
Subject: RE: Refund request

Hi Debbie . . .

Please arrange a refund of **\$50.00** on receipt # **S027728** to be sent to:

LANE M. FRANCO
3186 N 3100 E
TWIN FALLS ID 83301

These funds were collected on receipt # C078126.

Thanks,

Kari Lynn Townsend
June 10, 2005

Receipt Details for ID S027728

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
6/6/2005 3:46:17 PM		SOUTHERN	\$50.00	Check
Payer		FRANCO LANE M		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
888			
Card Expiration Date	Credit Card Transaction #		

Comment change of ownership fees for 47-11777 and 47-12958

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 8, 2005

LANE M FRANCO
FATIMA FRANCO
3186 N 3100 E
TWIN FALLS ID 83301

RE: Change of Ownership for Water Right 47-12958

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: LAND TITLE & ESCROW INC
ATTN: LAURY LAMB
PO BOX 349
JEROME ID 83338

MEMORANDUM

TO: FILE 47-12958
FROM: VAULT
RE: TRANSFER # 69056
DATE: 12.26.02

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 47-4035

MICROFILMED
MAR 06 2003