



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 22, 2005

Gary Funderburg
400 S 147 W
Jerome, ID 83338

RE: App For Transfer 72435, Big Sky Farms LP

Dear Gary,

I have started reviewing this application, and have a number of questions. Rather than just call you, I am putting the questions in letter form for our mutual convenience.

The two domestic/stock rights are currently in the name of the McFarlands; should they now go to the partnership, or remain as they are?

William Hollifield is shown as the attorney of record on the irrigation right that is being split. Is he still involved, or should his name be removed?

The data from AgTec states that a total of 237.1 acre feet are needed for the proposed facility, but the irrigation right only provides 226 acre feet. Although the 2 domestic/stock rights are entitled to some volume, none is shown on the water rights. Does Don want to claim a volume for each right? If so, how much?

We need a detailed map of the facility showing all the wells. Will all 4 listed wells be tied together in a common system? We need a detailed description of each well and how it will be used. Will the irrigation well still be used for irrigation? Will any new wells be drilled?

Brian Higgs reported that the well is used to run one pivot with an end gun, but that is NOT the land proposed to be dried up for the feedlot; the land being dried up is south of the pivot. Before making a judgment on this issue, I need to have someone show me the property and explain how it is irrigated between the well and canal water.

What are the slashed areas on the large black/white quad map submitted with the application?

I may think of something else later, but that covers it for now.

Regards,

James E. Stanton
Sr. Water Resource Agent