



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

February 6, 2006

Faulkner Land & Livestock  
ATTN: John Faulkner  
1989 S 1875 E  
Gooding, ID 83330

RE: App For Transfer 71642

Dear John;

Our Boise office has finally reviewed your transfer, and a few questions have come up that need to be addressed. Mutual Life Insurance Co. of New York is listed as the lienholder on Rights 37-8005B & 8005C, which are appurtenant to the land south of Gooding. We need either a letter from Mutual Life agreeing to the transfer, or a letter stating that they no longer have any interest in this property.

The proposed place of use west of Gooding includes about 1 acre of land in the NW/NW Sec. 16. This is at the south end of the proposed new pivot on the east side of the property. County records show that this tract is owned by Alan Oppio rather than by you. If you have a written arrangement with him to farm the property, we need a copy of it. If you do not have permission to farm the land, then it needs to be removed from the transfer. It looks like the south swing of the pivot will go right over his land, assuming that the pivot is shown correctly on the ArcView map.

Right 37-8005D was decreed to Sawtooth Sheep Co. and to the Idaho Dept. of Lands. Since this right will now be moved off of state property, we need written permission from the Lands Dept. for you to make the transfer. We also need written permission from Sawtooth Sheep for you to make the transfer.

Please provide the required documents by March 8 so that processing of your application can continue.

Regards,

James E. Stanton  
Sr. Water Resource Agent