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Water Resources

RECEIVED
JUL 11 2005
Department of Water Resources
Southern Region

July 8, 2005

Jeanie Robertson
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: Valley Club Transfer - 37-657B

Dear Jeanie:

Enclosed is the signed and notarized affidavit of Gary Hibbard, who owned water right 37-657B which was sold to Valley Club II for the golf course. He indicates that he visited the FSA office and they have no historical crop records because he was not involved with any contracts with the Federal Government.

The affidavit is therefore the best documentation of historical use which we can secure. Mr. Hibbard indicates that he grew alfalfa on the entire 100 acres in many years between 1961 and 2003. The consumptive use for the 6.3 acres to be used for open water mitigation should therefore be based on an alfalfa crop.

Thank you for your prompt processing of these applications. If you need additional information please call

Sincerely,

Charles E. Brockway, P.E.

Enclosure: Affidavit of Gary Hibbard

cc: Jim Phillips

CHARLES E. BROCKWAY, PH.D., P.E.

CHARLES G. BROCKWAY, PH.D., P.E.

2016 NORTH WASHINGTON STREET • SUITE 4

TWIN FALLS, IDAHO 83301

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Department of Water Resources
Southern Region

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF THE NOTICE OF CLAIM TO WATER RIGHTS IN THE SNAKE RIVER BASIN ADJUDICATION NO 37-657B) COMMENTS AND) EVIDENCE OF) GARY HIBBARD

COMES NOW, Gary Hibbard, and provides the following comments and evidence in this matter:

1. I have lived in the Hailey, Idaho area lived since 1961 and farmed the land north of Hailey and east of the Hiawatha Canal. There were some 100 acres irrigated from the Big Wood River through the Hiawatha canal in that tract.

2. The pump diversion from the Hiawatha canal is located just downstream of the HW 75 crossing.

3. My water right was number 37- 657B with a ~~1981~~ 1881 priority which I sold for use on the Valley Club West Nine golf course.

4. I owned and farmed the 100 acres and grew alfalfa and grain. The entire 100 acres was in alfalfa for many of the years from 1961 through 2003.

DATED this 7 day of July, 2005

Gary J. Hibbard
Gary Hibbard

SUBSCRIBED and SWORN to before me this 7th day of July, 2005.

STATE OF IDAHO NOTARY PUBLIC JILL DAVIDSON

NOTARY PUBLIC
Residing at : Twin Falls
My Commission Expires: November 18, 2010