



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 10, 2005

Jerome County Planning & Zoning
121 3rd Avenue East
Jerome, ID 83338

Gentlemen:

Tim Stover recently contacted our office and requested that we provide you an update regarding the status of the water right transfer application, # 71604, involving the Millenkamp CAFO facility located in parts of Sections 27 and 28 of Township 07 South, Range 16 East, in Jerome County. This particular transfer application was originally filed on August 17th, 2004 and proposed moving 65.9 acre-feet of water per year from a farm located approximately 3.0 - 4.0 miles north and 9.0 - 10.25 miles east of the center of Jerome to the Millenkamp CAFO facility. Several parties subsequently protested the application. The protests have yet to be resolved and the Department has not yet taken final action on the application.

However, on May 25th, the Department received an amended transfer application that was intended to replace the previously filed, protested, application. The new amended application, still assigned transfer # 71604, proposes transferring the same 65.9 acre-feet of water per year from a farm located approximately 3.0 - 4.0 miles north and 9.0 - 10.25 miles east of the center of Jerome to the Millenkamp CAFO facility as proposed in the original application. However, the new application also proposes modifying water right 36-4157F, which is the currently existing right appurtenant to the Millenkamp CAFO facility. The amended application also proposes diverting water from additional wells and allowing for water use on additional lands not covered by the original application. The total amount of water involved with the new amended transfer is 115.1 acre-feet per year. The Department is currently advertising the recent amendment of the transfer application as part of the public notice and has set a deadline of June 20th for the submittal of additional protests.

Since the original transfer was protested, and the protests were not resolved, the Department considers transfer #71604 still protested even though the application has been amended. Once the June 20th protest deadline passes, if the existing protests and possibly any new, yet to be filed, protests can not be resolved, the Department may proceed with a formal hearing to take final action on the application.

If you have any questions regarding this matter feel free to contact our office at your convenience.

Sincerely,

Corey Skinner, PE
Water Resource Engineer

cc: TimStover