

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R, 14E

T.85

13

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APR 12 1991

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Sagredo Notes
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

SEP 28 1990

Department of Water Resources
Southern Region Office

State of Idaho,)
) SS.
County of Gooding)

Patty Nance, being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding, County
of Gooding, State of Idaho, that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once
each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 19th day of Sept.
19 90, and the date of the last publication was on the 26th
day of Sept., 19 90.

Patty Nance

Subscribed and sworn to before me this 27th

day of Sept., 19 90.
(SEAL)

Victor Gandiaga
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions 2X

_____ Lines tabular at _____ 6¢/Pica
365.4 Lines straight at 18¢28 5¢/Pica
_____ Subsequent lines at 14.63 4¢/Pica
TOTAL COST 32.91

COPY OF NOTICE
(Paste Here)

Appl. for Water Rt.
TITLE OF NOTICE
matos

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

36-08554

MATOS, AGNELO J.
MATOS, HELEN M.
1659 EAST 3200 SOUTH
WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: NUNE Sec 13 T 08S R 14E

Use: DOMESTIC (.100 CFS)

COMMERCIAL (.500 CFS)

STOCKWATER (.380 CFS)

Total Diversion: (.500 CFS)

Date Filed: 5/7/1990

In: T08S R 14E S13 NWNE

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public in-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources, 222
Shoshone St. East, Twin Falls, Idaho
83301 on or before OCTOBER 8, 1990.

-s- R. Keith Higginson

Director

G1605

Pub: 9-19, 26

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica

7-8 pt. per line tabular.....6¢/Pica

7-8 pt. per line successive
insertions.....4¢/Pica

No 719

1605

OK
mb
10/9/90
NOT FILMED

APR 12 1991

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NNNE	SWNE	SENE	NENW	NNNW	SWNW	SENW	NESW	NWSW	SWSW	NESS	NESN	SWSE	SESE	Total
Permit	36 8554	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X															0
Right	36 10801	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X															0
Right	36 10801	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X															0
Right	36 7379B	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X				X											0
Right	36 7379B	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X				X											0
Right	36 8554	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X				X											0
Right	36 8554	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X				X											0
Right	36 8554	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13	X				X	X	X	X								0
Right	1 212	TWIN FALLS NORTH SIDE LAND & WATER, NORTH SIDE CANAL CO.	SNAKE RIVER	06S14E13																0
Right	1 213	NORTH SIDE CANAL CO. TWIN FALLS NORTH SIDE LAND & WATER CO.	SNAKE RIVER	06S14E13																0
Right	1 215	TWIN FALL'S NORTH SIDE LAND & WATER CO. NORTH SIDE CANAL CO.	SNAKE RIVER	06S14E13																0
Right	1 220	TWIN FALL'S NORTH SIDE LAND & WATER CO. NORTH SIDE CANAL CO.	SNAKE RIVER	06S14E13																0
Right	36 10069	DEAN R HUNSAKER, BARBARA E HUNSAKER,	GROUND WATER	06S14E13									X							0
Right	36 10069	DEAN R HUNSAKER, BARBARA E HUNSAKER,	GROUND WATER	06S14E13									X							0
Right	36 10205	WESLEY TRACY, NADINE TRACY,	GROUND WATER	06S14E13				X												0
Right	36 10205	WESLEY TRACY, NADINE TRACY,	GROUND WATER	06S14E13				X												0
Right	36 10638	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13																0
Right	36 10789	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13					X									X		0
Right	36 10789	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13					X											0
Right	36 15299	ROBERT PRUNTY,	GROUND WATER	06S14E13	X															0
Right	36 2698	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13				X								X				0
Right	36 7304B	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13											X	X				0
Right	36 7304C	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13												X		X		0
Right	36 7304C	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13												X				0
Right	36 7326	BARBARA E HUNSAKER, DEAN R HUNSAKER,	GROUND WATER	06S14E13													X			0
Right	36 7376A	VANDERHAM BROTHERS DAIRY,	GROUND WATER	06S14E13																36
Right	36 7533	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13					5	31	31	32	33	36						132
Right	36 7533	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13												36	40	38	39	153
Right	36 8005	DUKE BONAWITZ, DANI BONAWITZ,	GROUND WATER	06S14E13													5			5
Right	36 8608	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13											X					0
Right	36 8608	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13											X					0
Right	36 8608	SOUTHFIELD DAIRY,	GROUND WATER	06S14E13																0.5

30" WENDELL 6.3 MI. 290 000 FEET 682

114°45'

685000m E.

Topo BB20

top

RECEIVED

APR 20 2002

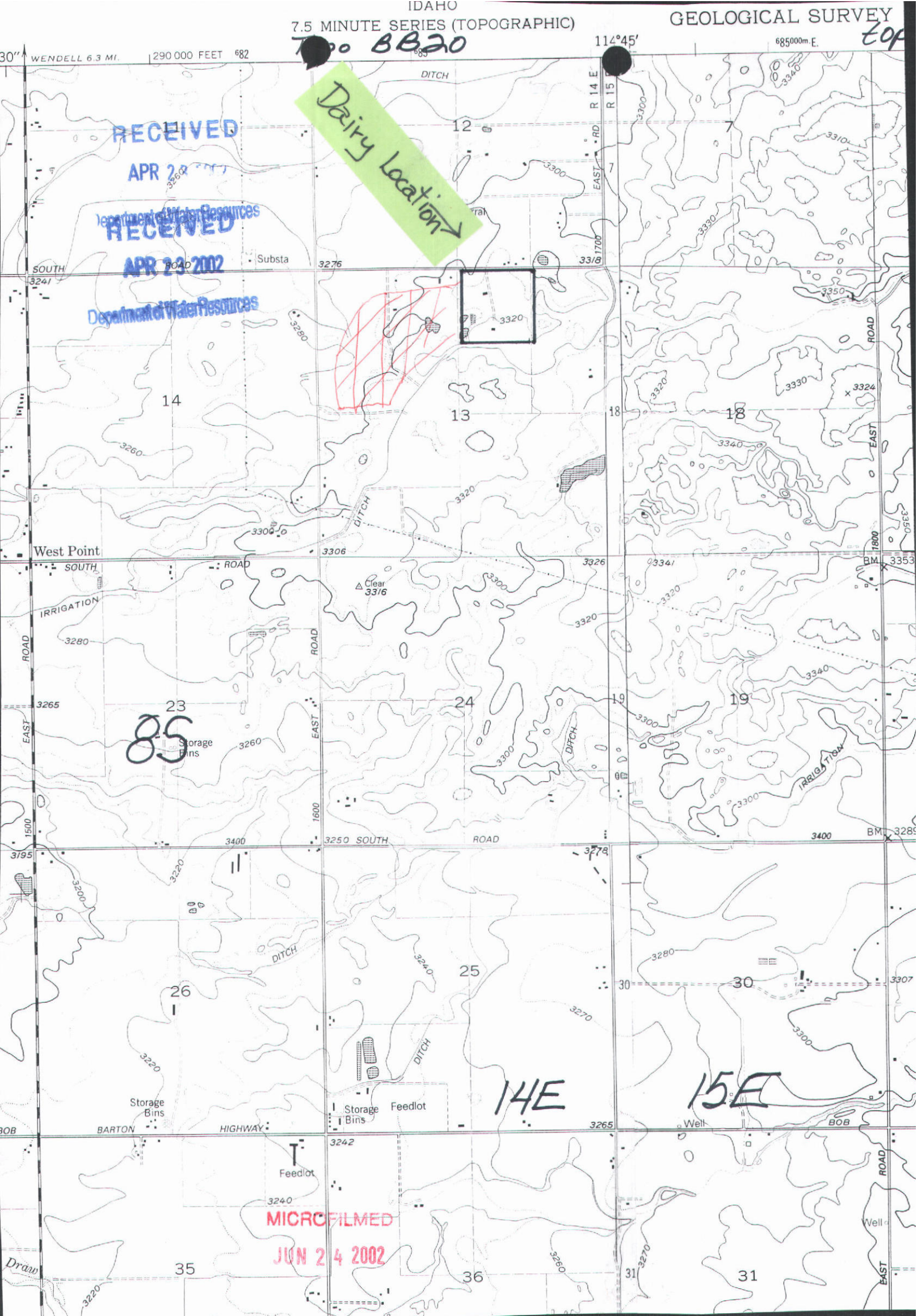
Department of Water Resources

RECEIVED

APR 23 2002

Department of Water Resources

Dairy Location



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 02 1996
Department of Water Resources

A. GENERAL INFORMATION

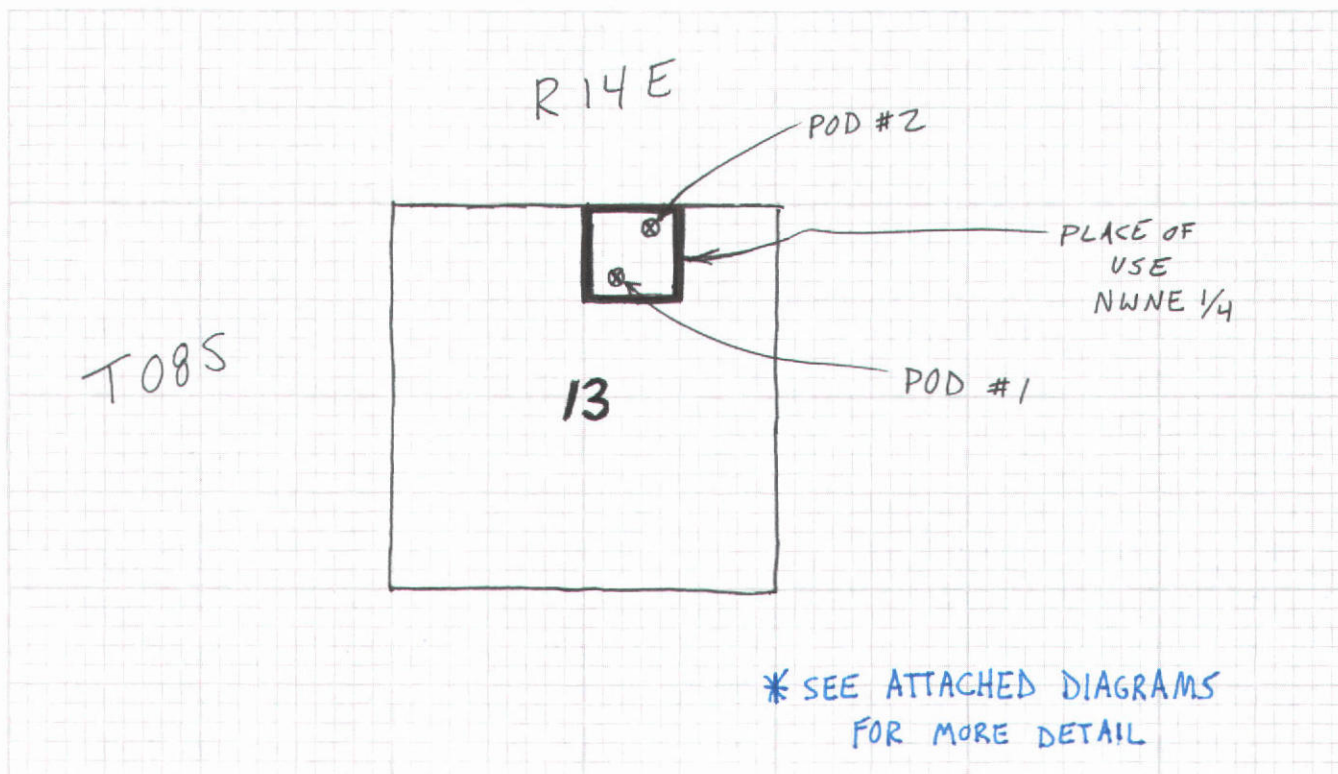
- Permit No. 36-08554
Phone No. (208) 536-4669
1. Owner: AGNELO MATOS & HELEN MATOS
Current Address: 1659 E 3200 S WENDELL, ID 83355
2. Accompanied by: AGNELO MATOS, JIM STANTON EXAM. DATE: 04/18/96
Address: SAME AS ABOVE Phone No. SAME AS ABOVE
Relationship to Permit Holder: PERMIT HOLDER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 36-10801
_____ ☒ Copies Attached
2. Other water rights with same point of diversion: 36-10801
_____ ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

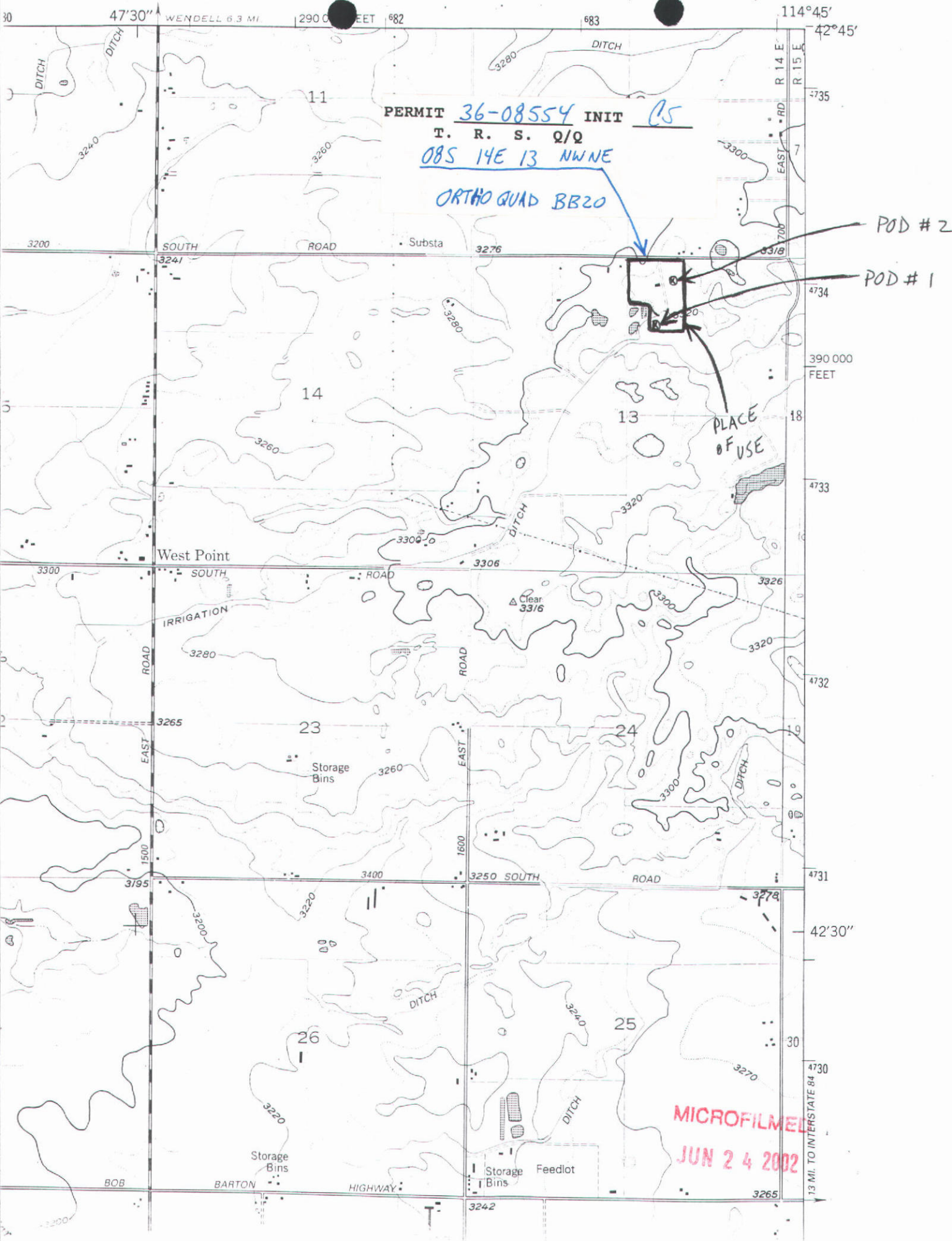


Scale: 1" = 2640'

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JUN 24 2002

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



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WATOS
HOME

Pod #1

(2) MOBILE HOMES

DAIRY
BAR

(COPY OF ASCS PHOTO)

085 14E 13

T. R. S. 8/8

PERMIT 36-08554 INIT

SV

5

4

100

29.1

1-

2-5

1.7 = 1.7

~~1~~

SCHEMATIC SHOWING MATOS DAIRY
FOR PERMIT 36-08554

NWNE 1/4
SECTION 13
TOWNSHIP 08S
RANGE 14E



APPROXIMATE SCALE 1" = 220'

JUN 24, 2002

MICROFILMED

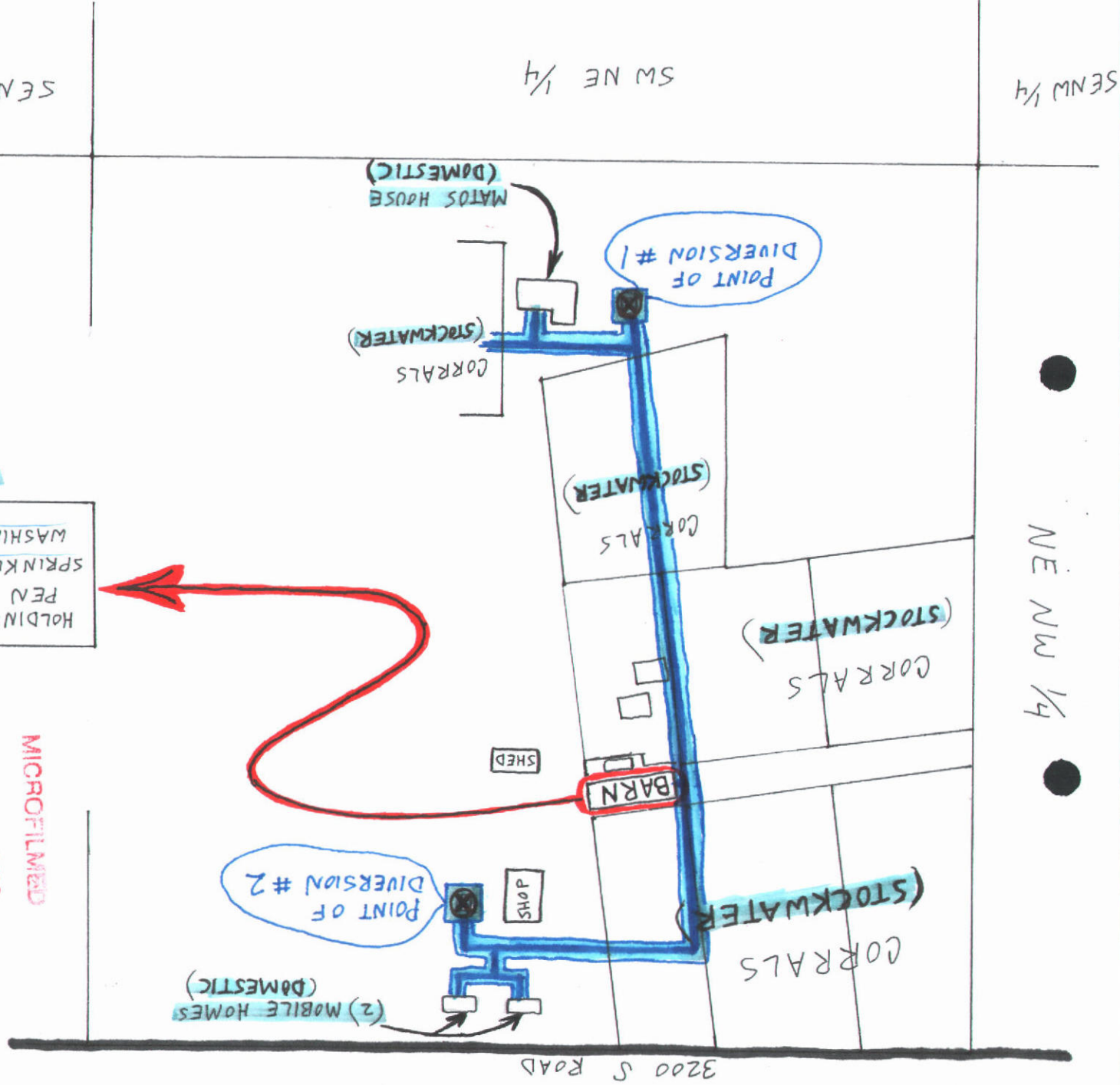
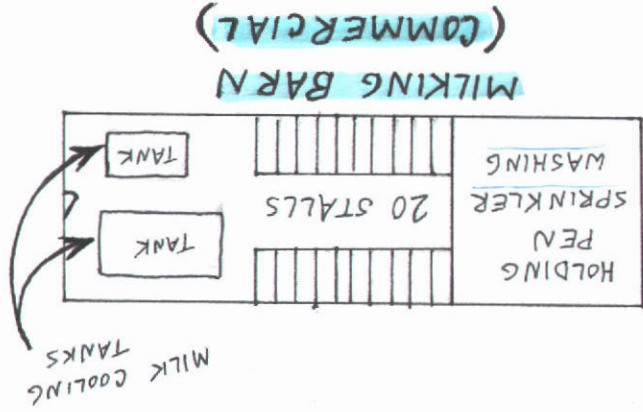




PHOTO TAKEN 04/18/96

POINT OF DIVERSION #1
(3 Hp)

NOTE FLOWMETER (CIRCLED)
(SAME POD AS 36-10801)



PHOTO TAKEN 04/18/96

POINT OF DIVERSION #2
(5 Hp)

NOTE FLOWMETER
(INDICATED BY ARROW)

PHOTO TAKEN 04/18/96



VIEW LOOKING SOUTH ACROSS
PART OF DAIRY TOWARDS
THE MATOS HOME. P.O.D. #1
IS LOCATED JUST TO THE
WEST OF THE MATOS HOME
AS SHOWN IN PHOTO. PHOTO
WAS TAKEN FROM IN FRONT
OF (EAST END) OF DAIRY BARN.

MICROFILMED

JUN 24 2002

FIELD EXAM FOR 36-08554



VIEW SHOWING MILK
COOLING/STORAGE TANKS ON
EAST END OF DAIRY
BARN.

← PHOTO TAKEN
04/18/96



VIEW LOOKING WEST THROUGH
MILKING STALLS (20 COUNTED)
TOWARDS HOLDING PEN ON
WEST END OF BARN.

← PHOTO TAKEN
04/18/96



VIEW LOOKING WEST THROUGH
HOLDING PEN ON WEST END
OF BARN. HOLDING PEN
HAS A SPRINKLER WASHING
SYSTEM ON FLOOR.

MICROFILMED

MAY 24 2002

← PHOTO TAKEN
04/18/96

FIELD EXAM
FOR 36-08554

JUN 24 2002

PHOTOS TAKEN 04/18/96



VIEW LOOKING NORTH ACROSS DAIRY OPERATION, PHOTO TAKEN FROM MATOS HOME.
NOTE LOCATION OF DAIRY BARN AND SHED (INDICATED BY ARROW). A SHOP EXISTS JUST TO THE NORTH OF THE "SHED" AND IS BARELY VISIBLE BETWEEN THE TRUCK AND LOADER BETWEEN SHED AND DAIRY BARN IN PHOTO(S). BEHIND THE SHOP (TO THE EAST) IS A SMALL WELL HOUSE (POD #2) AND JUST TO THE NORTH OF POD #2 ARE TWO MOBILE HOMES ALONG THE 3200 S ROAD THAT SERVES AS NORTH BOUNDARY OF THE DAIRY OPERATION.

FIELD EXAM FOR 3608554

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 36-08554

Priority: May 13, 1990

Maximum Diversion Rate: 0.23 CFS
Maximum Diversion Volume: 42.9 AF

It is hereby certified that VANDERHAM BROTHERS DAIRY
5501 CARRIAGE PL
RANCHO CUCAMONGA CA 91737-1804 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 07, 1990; and have
submitted Proof of Beneficial Use on April 07, 1993. An examination indicates that the works have a
diversion capacity of 0.23 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	01/01 to 12/31	0.23 CFS	39.3 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	3.6 AF
COMMERCIAL	01/01 to 12/31	0.23 CFS	39.3 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER SW¼NW¼NE¼ Sec. 13, Twp 08S, Rge 14E, B.M., GOODING County
GROUND WATER NE¼NW¼NE¼ Sec. 13, Twp 08S, Rge 14E, B.M., GOODING 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	
08S	14E	13		X															

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	
08S	14E	13		X															

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13		X			X	X	X	X									

MICROFILMED

JAN 1997

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 36-08554

CONDITIONS OF APPROVAL

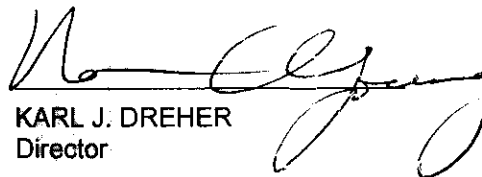
1. Domestic use is for 3 homes.
2. Commercial use is for a dairy within the NWNE, S13, T08S, R14E.
3. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 130.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 5TH day of JUNE, 2002.

Acting for

KARL J. DREHER
Director



MICROFILMED

JUN 24 2002

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MAY 31 2002

Page 1

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08554

Department of Water Resources

Date of Priority: May 13, 1990

Maximum Diversion Rate: 0.23 CFS
Maximum Diversion Volume: 42.9 AF

Comes now ~~VANDERHAM BROTHERS DAIRY~~
~~43575 WALKER~~ 5501 CARRIAGE PL RANCHO CUCAMONGA CA 91737-1804
~~ONTARIO CA 91764~~ and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 36-08554, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.23 CFS	39.3 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	3.6 AF
COMMERCIAL	01/01 to 12/31	0.23 CFS	39.3 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, Twp 08S, Rge 14E, B.M., GOODING County
GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, Twp 08S, Rge 14E, B.M., GOODING 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	
08S 14E 13		X															

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	
08S 14E 13		X															

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 14E 13		X			X	X	X	X									

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 24 day of May, 2002.


(Signature)

MICROFILMED

JUN 24 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08554

FOR DEPARTMENT USE ONLY
Preliminary check by KW Fee = 50⁰⁰ Received by JM # 062375 Date 5/31/02

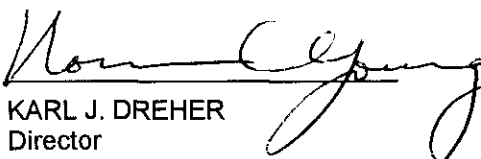
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 36-08554 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for 3 homes.
2. Commercial use is for a dairy within the NWNE, S13, T08S, R14E.
3. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 130.

Witness my hand this 5TH day of JUNE, 2002.

Acting for 
KARL J. DREHER
Director

MICROFILMED

JUN 24 2002

11/99

For Office Use Only
\$25 filing fee 25.00
Receipt # 058537
Date 12-17-01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

We, AGNELO J. & HELEN M. MATOS, hereby assign to VANDERHAM BROTHERS DAIRY
of, 13575 WALKER, ONTARIO, CA 91761 (909) 947-4384
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 36-8554 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

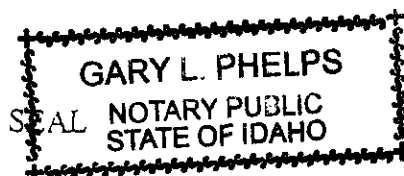
The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this 10TH day of DEC., 2001.

Agnele J. & Helen M. Matos
Permit Holder(s)

State of Idaho)
County of Teton)ss

On this 10th day of December, 2001, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.



[Signature]
Notary Public residing at Century Idaho

My commission expires: 06-01-2005

MICROFILMED

2002

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-08554	)	
	)	ORDER OF
IN THE NAME OF AGNELO AND HELEN MATOS	)	REINSTATEMENT
	)	

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

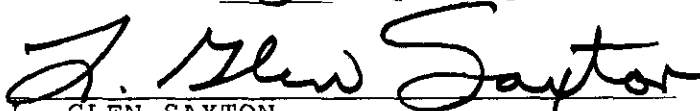
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 7, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-08554 be REINSTATED with an advance in priority to May 13, 1990.

Dated this 8th day of April, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED

APR 09 1993

RECEIVED

APR - 7 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 100.00
Date 4-7-93
Receipt No. C027152
Receipt by CA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08554 Telephone No. 536-2910

2. Name(s) of Permit Holder(s): Agredo & Helen Matos

3. Mailing Address: 1159 E 3200 S WENDELL ID. 83355

4. Source of Water: GROUND WATER

If GROUNDWATER, Well Driller's Name: Eaton Drilling & Pump Service, Inc. Date Drilled: _____

OPTIONAL:

Pump horsepower: 5 Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 3 (No. of households) Stockwater 700 - cattle (No. and type of stock)

Irrigation _____ (No. of acres) Other DAIRY FARM commercial

6. Total rate and/or volume for which proof is submitted .50 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ✓ No Installed? _____ Yes ✓ No

OR

Flow Measurement Port: Required? _____ Yes _____ No Installed? _____ Yes ✓ No

8. Fee Enclosed: \$ 100 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name AGNELO MATOS Telephone No. 536-2910

Address 1159 E 3200 S WENDELL ID. 83355

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date 4/2/93

Signature (and title, if on behalf of a company or organization) Agredo Matos

APR 09 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08554

Proposed Priority: May 7, 1990 Maximum Diversion Rate: 0.50 CFS
This is to certify, that **AGNELO J. MATOS**

HELEN M. MATOS
1659 E. 3200 S.
WENDELL, ID 83355

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.38 CFS
COMMERCIAL	01/01 to 12/31	0.50 CFS
DOMESTIC	01/01 to 12/31	0.10 CFS
	Totals	0.50 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNE Sec. 13, Township 08S, Range 14E
GOODING County

PLACE OF USE: STOCKWATER
TWN RGE SEC

08S 14E 13 NWNE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.
6. Domestic use is for 4 homes.
7. Stockwater use is for 500 dairy and 200 range cattle.
8. Commercial use is for dairy farm operation.
9. Two points of diversion are located within NWNE, Section 13, Township 08S, Range 14E.

RECORDED

APR 12 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08554

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

21st day of March, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

APR 11 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Agnelo J. &/or Helen M. Matos Phone 536-2910
Post office address 1659 E. 3200 S., Wendell, ID 83355

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is _____ ¼ of NW ¼ of NW NE ¼, Govt. Lot _____
Sec. 13 Township 8S Range 14E B.M. Gooding County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.10 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount ~~0.13~~ 0.50 for Commercial purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.38 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.50 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. One existing and one new well, pumps,
pipelines

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 8" inches; proposed depth of well is 130 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
Two years (minimum 1 year).

APR 12 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 4 500 dairy cows, 200 range cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. Four
- e. Other; describe fully. Commercial use in dairy barn
- _____
- _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	14E	13		X															

X is P/U for all uses

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Original well was drilled in 1980 (see Claim A36-10801) without a permit.
The dairy, one home, and stockwater uses already exist. Three more homes
will be added. A second well is needed to provide additional water. This
application covers all existing and planned uses on this property.

UNRECORDED

R, 14E

T.85

13

a
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MICROFILMED

APR 12 1991

x Agnes M. M. M.
(Applicant)

Received by J. E. Stanton Date 5-7-90 Time 1:10 pm Preliminary check by _____
Fee \$ 45⁰⁰ Receipted by [Signature] # 50/2263 Date 5-7-90
Publication prepared by M. Baldwin Date 8/30/90 Published in Gooding Co. Leader
Publication approved M. Baldwin Date 10/9/90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

APPROVED
JUL 12 1991

AFFIDAVIT of PUBLICATION

RECEIVED

SLP 28 1990

Department of Water Resources
Southern Region Office

State of Idaho,)
) SS.
County of Gooding)

Patty Vance, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 19 day of April 1990, and the date of the last publication was on the 26 day of April, 1990.

Patty Vance

Subscribed and sworn to before me this 24

day of April, 1990.
(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____
Number of Insertions _____
APR 12 1991

Lines tabular at _____ 6¢/Pica
Lines straight at _____ 5¢/Pica
Subsequent lines at _____ 4¢/Pica
TOTAL COST 32.00

COPY OF NOTICE (Paste Here)

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

NOTICE OF APPOINTMENT FOR WATER

The following person(s) have been filed to appropriate the public waters of the State of Idaho:

36-08654
MATOS, AGNELO J.
MATOS, HELEN M.
1809 EAST 22ND SOUTH
WENDELL, ID 83355

Source: GROUNDWATER
Division Pt: NWNE Sec 13 T 08S R 14E
(Use: DOMESTIC) (.100 CFS)
COMMERCIAL (.500 CFS)
STOCKWATER (.300 CFS)
Total Division: (.500 CFS)
Date Filed: 5/7/1990
In: T08S R 14E S13 NWNE

The permittee will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before OCTOBER 2, 1990.

- R. Keith Haggins
Director
G1000

Pub: 9-19, 28

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)
7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 719



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 6, 2002

VANDERHAM BROTHERS DAIRY
5501 CARRIAGE PL
RANCHO CUCAMONGA CA 91737-1804

RE: License No. 36-8554 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klf

Enclosure(s)

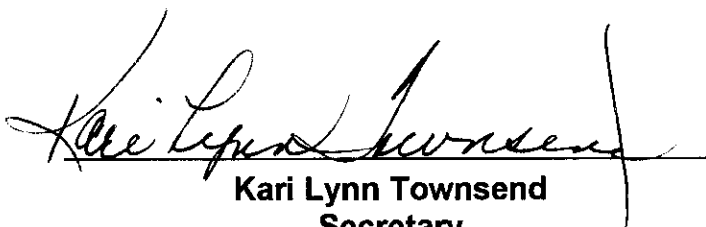
MICROFILMED
JUN 12 2002

CERTIFICATE OF SERVICE

I hereby certify that on June 6, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 36-8554

**VANDERHAM BROTHERS DAIRY
5501 CARRIAGE PL
RANCHO CUCAMONGA CA 91737-1804**



**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 24 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

JUN 24 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 31 2002

Department of Water Resources

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): 36-08554

[] Name(s): VANDERHAM BROTHERS DAIRY

[] Old Mailing Address: _____

[] New Mailing Address: 5501 CARRIAGE PL

RANCHO CUCAMONGA CA 91737-1804

Telephone Number: (909) 944 - 6281

[] Signature(s) of Owner(s) 

Partner
(Include your title if on behalf of company or organization)

Date: 5-24-02

MICROFILMED

JUN 3 2002

Service Requested

MAY 17 2002

Department of Water Resources

Permit 36-08554
Mail reset to address
on yellow sticker
w/ address change form
included.

Kari Lynn
5.20.08

Number of hauls	<i>P. setiferus</i> (%)	<i>P. setiferus</i> + <i>P. setiferus</i> + <i>P. setiferus</i> (%)
1	10	5
2	30	10
3	50	15
4	70	18
5	85	20
6	95	22
7	100	23
8	100	24
9	100	25
10	100	26

MICROFILMED
1984-4-1002

VANDUST* 917619031 1A01 15 05/10/02
RETURN TO SENDER DAIRY
:VANDERHAM BROS PL
5501 CARRIAGE PL
RANCHO CUCAMONGA CA 91737-1804

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 6, 2002

VANDERHAM BROTHERS DAIRY
13575 WALKER
ONTARIO CA 91761

RE: Water Right Permit No. 36-08554

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ **Place of Use – Add commercial place of use for waste water application**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED
JUN 11 2002

LICENSE REVIEW CHECKLIST

Permit No. 36-08554 Date: 4-25-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK
Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use

add-
wastewater
place of use

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): 36-7379B, 36-10801
File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.5 cfs
Fee Limit 1.0 cfs
Measured cfs
Theoretical 0.23 cfs

Recommended Total Diversion Rate 0.23

Water Uses

OK Change (P46)

Season of Use per new Standards

Irrigation cfs af
Stockwater 0.23 cfs 39.3 af
Domestic 0.05 cfs 3.6 af
Comm 0.23 cfs 39.3 af
Total 0.23 cfs 42.9 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
4-acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Eire (077)
Water Quality (106/R07)
Bayette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

 cfs x 1.9835 x days = af (vs) acres x (FHR) = af

Remarks: R04, W01

Additional Conditions 130 Watermaster Control
 GW Measurement/Measuring Device
 Other
Trust R55 - remove 051)
Non-trust (048)

GW Dist?
Water Msmt. Dist? ✓
Crit. GWMA?
GWMA?
Government Lots?

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

NO - not req'd

Adjust memo

Amend Letters P87, S06

Second Amendment Notice P44 S06

FILE NUMBER 35-08854
REVIEWER kw
DATE April 25, 2002

DAIRIES: WATER USE WORKSHEET

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE 500
NUMBER OF DRY CATTLE 200
NUMBER OF REPLACEMENT CATTLE: 0-2 MONTHS
3-4 MONTHS
5-8 MONTHS
9-12 MONTHS
13-15 MONTHS
16-24 MONTHS
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC COW WASHING,
OR 3 IF SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS 3
IF SPRINKLERS ARE USED: NUMBER OF SPRINKLERS IN HOLDING PEN 128
NOZZLE DISCHARGE (USE 5.0 GPM IF UNKNOWN) 5.00
TOTAL OPERATION TIME OF SPRINKLERS (MIN/DAY) 24
NUMBER OF MILKINGS PER DAY 2
AVG. LBS. OF MILK PRODUCED PER DAY PER ANIMAL (IDAHO AVG IS 70 LBS.) 70
ARE THERE SEPARATE PUMPS FOR COMMERCIAL AND STOCKWATER USES? N
IF SO: HOW MANY HOURS PER DAY DOES THE STOCKWATER PUMP RUN? 12.0
HOW MANY HOURS PER DAY DOES THE COMMERCIAL PUMP RUN? 17.0
IF ONLY ONE PUMP, HOW MANY TOTAL HOURS PER DAY DOES IT RUN?
IS A PLATE COOLER USED? Y
IS PLATE COOLER WATER LATER RECYCLED FOR OTHER USES? (IF NO PLATE
COOLER, LEAVE BLANK) Y
ARE CORRAL MISTERS USED IN HOLDING PEN? N
IF USING CORRAL MISTERS: NUMBER OF MISTERS (IF UNKNOWN,
ASSUME 1 MISTER FOR EVERY 5 COWS) 400
NOZZLE DISCHARGE (USE 5 GPM IF UNKNOWN) 5.00
SPRAY INTERVAL (EX - 2 MIN ON EVERY 5 MIN = 2/5) 2/5
OPERATION TIME OF MISTERS (HRS/DAY) 10
DAYS PER YEAR MISTERS ARE USED 45
ENTER A TOTAL VOLUME IN GPD FOR MISCELLANEOUS WATER USES NOT
INDIVIDUALLY CALCULATED BELOW (EX - RESTROOMS, WASHING MACHINES) 0

CALCULATIONS

DIVERSION RATE (CFS):

STOCKWATER
MILKING CATTLE (BASED ON MILK PRODUCTION) ****
DRY CATTLE @ 17.0 GPD/HD ****
REPLACEMENT CATTLE ****
TOTAL ****

COMMERCIAL
TOTAL ****

TOTAL DIVERSION RATE ****

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE 18.1
DRY CATTLE 3.0
REPLACEMENT CATTLE 0.0
TOTAL 19.1

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT 0.4
BACKFLUSH 0.8
PARLOR/MILKHOUSE/HOLDING PEN CLEANUP 2.0
CATTLE WASHING BASED UPON METHOD OF WASHING 17.2
PLATE COOLER 0.0
CORRAL MISTERS 0.0
MISCELLANEOUS USES 0.0
TOTAL 20.2

TOTAL DIVERSION VOLUME 39.3

CONSUMPTIVE USE VOLUME (AFA)(assuming 100% consumptive):

STOCKWATER 19.1
COMMERCIAL 20.2
TOTAL CONSUMPTIVE USE 39.3

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3	PUMP 4	PUMP 5
PUMP HORSEPOWER (HP)	3.00	5.00	0.00	0.00	0.00
PUMP EFFICIENCY (%)	70	70	70	70	70
LIFT (FT)	100	100	0	0	0
DISCHARGE PRESSURE (PSI)	50	50	0	0	0
FRICTION LOSSES (FT)			0.0	0.0	0.0
HOURS PER DAY PUMP OPERATES	12.0	17.0	0.0	0.0	0.0

CALCULATIONS

	PUMP 1	PUMP 2	PUMP 3	PUMP 4	PUMP 5
THEORETICAL FLOW RATE (CFS) *	0.09	0.14	0.00	0.00	0.00
DIVERSION VOLUME (AFA) **	31.0	73.3	0.0	0.0	0.0

* IF PUMP EFFICIENCY IS UNKNOWN, 70% MAY BE ASSUMED.

** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS EVERY DAY OF THE YEAR.

per Ken Vanderham 5/6/02:
1 wash pen - holds 320
cows at a time - for
500 hd. / 2 milkings per
day - allow 24 min.
for sprinklers under
this right - kw

EVALUATION OF EQUIVALENT IRRIGATED ACREAGE

IRRIGATION RIGHT (BEFORE CHANGE)

DIVERSION RATE	4.80 CFS
ACRES OF IRRIGATION	240.0 ACRES
DIVERSION VOLUME	4.0 AC-FT/AC
CONSUMPTIVE USE VOLUME	3.0 AC-FT/AC
IRRIGATION IS BEING CONVERTED FOR WHICH PORTION OF THE DAIRY OPERATION - STOCKWATER (S), COMMERCIAL (C), OR BOTH (B)?	B

CALCULATIONS

IRRIGATION DIVERSION RATE PER ACRE	0.020 CFS/AC
REDUCTION OF IRRIGATION BASED ON DIVERSION RATE	#DIV/0! ACRES
REDUCTION OF IRRIGATION BASED ON DIVERSION VOLUME	9.8 ACRES
REDUCTION OF IRRIGATION BASED ON CONSUMPTIVE USE	13.1 ACRES

128 sprinklers x 5 gpm x 6 min / pen x 4 pens

365 days

MEMORANDUM

TO: Matos Dairy Transfer (Right 36-07379B) File

FROM: Corey Skinner *CS*

DATE: April 29, 1996

SUBJECT: Pertinent Information

I assisted Helen Matos with the preparation of the enclosed transfer application filed in the name of Matos Dairy. The transfer was based on the following information...

The Matos Dairy operation currently consists of 700 milking and 200 non milking cattle. The current water rights for the Matos Dairy consist of a domestic claim (36-10801 recommended in the Director's Report for one home and stockwater for 370 dairy cows) and a permit (36-08554 for four homes and stockwater and commercial use for 500 dairy and 200 range cattle). Mr. and Mrs. Matos recently purchased an abandoned dairy, with no water rights, that adjoins their current dairy operation. They plan to connect the two dairy operations into an expanded operation that will consist of two barns (one on the east end of the dairy and another on the west end) and a total of 1,260 milking and 240 non milking cattle. The expanded dairy operation will consist of 1060 dairy cows (milked 3 times a day) on the east end of the dairy, and 200 dairy cows (milked 2 times a day) and 240 nonmilking cattle on the west end of the dairy.

I conducted the field exam for permit 36-08554 and looked over the current dairy operation on April 18th, 1996. I am going to recommend that permit 36-08554 be licensed for 500 milking and 200 non milking cattle. This would amount to the following diversion volumes...

500 milking cattle @ 35 gpd/hd	= 19.6 afa
200 non milking cattle @ 12 gpd/hd	= <u>2.7 afa</u>
total stockwater	= 22.7 afa

total commercial use = 28.8 afa

The planned dairy expansion would require the following diversion volumes...

East End of Dairy

1,060 milking cattle @ 35 gpd/hd	= 44.0 afa
----------------------------------	------------

total commercial use = 58.4 afa

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JAN 07 1998

T# 4877 ✓

West End of Dairy

200 milking cattle @ 35 gpd/hd	=	7.8 afa
240 nonmilking cattle @ 12 gpd/hd	=	<u>4.0 afa</u>
total stockwater	=	11.9 afa (rounded)
total commercial use	=	8.5 afa

Using this information the entire new dairy operation would need 55.9 afa for stockwater (44.0 afa + 11.9 afa) and 66.9 afa for commercial use (58.4 afa + 8.5 afa). However, permit 36-08554 is to be recommended for 22.7 afa for stockwater and 28.8 afa for commercial use. The difference between these two sets of numbers results in 33.2 afa for stockwater (55.9 afa - 22.7 afa) and 38.1 afa for commercial use (66.9 afa - 28.8 afa) and represents the values that the enclosed transfer application was based on.

Between this enclosed transfer application and 36-08554, there will be enough water for the proposed Matos Dairy expansion. However, domestic claim 36-10801 and possibly the two existing wells (probably domestic) on the abandoned dairy that Mr. and Mrs. Matos recently purchased still also exist and were not figured into the calculations for the proposed dairy expansion (based on the assumption that this would be a stacking of domestics in violation of §42-111). For this reason, it is imperative that the appropriate limits and approval conditions be implemented if this transfer is eventually approved.

It should also be noted that Mr. and Mrs. Matos plan on drying up the pivot corners for 36-07379 (the right involved with this transfer) to supply the needed water for their dairy expansion. During the field visit Mr. and Mrs. Matos gave the impression that they had never irrigated the pivot corners since they purchased the property in 1991. The previous owner(s) had irrigated the pivot corners with handlines (verified in the SRBA review process, and recommended in the Director's Report). Since this is now 1996 it appeared that that particular portion of the right was no longer valid, (1991-1995 = five years of non use). However, Mrs. Matos provided a copy of the original real estate purchase & sale agreement & receipt for earnest money (copy enclosed with transfer application) that states that the property was rented to the previous owner in 1991. This was done so that the previous owner could farm the property an additional year, since he already had crops in. Aerial photo slides of the property at the Gooding County ASCS office indicated that the pivot corners were irrigated. Based on this information, I concluded that the right (in particular, the pivot corners) was still valid and could be transferred.

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JUN 24 2002 AM 07 1996

T# 4877

FILE NUMBER _____ 36-08554
REVIEWER _____ CWS

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 500
NUMBER OF NONMILKING CATTLE _____ 200
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO _____
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) _____ 4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS _____ 3
NUMBER OF MILKINGS PER DAY _____ 3

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____ 0.32
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.32
NONMILKING CATTLE @12 GPD/HD _____ 0.04
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.04
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 0.37

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE @35 GPD/HD _____ 19.6
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 20.0
NONMILKING CATTLE @12 GPD/HD _____ 2.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 2.7
TOTAL (BASED UPON ROUNDED NUMBERS) _____ **22.7**

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.6
PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING _____ 28.2
TOTAL _____ **28.8**

TOTAL DIVERSION VOLUME _____ **51.5**

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER

MILKING _____ 2.9
NONMILKING _____ 0.0
TOTAL _____ 2.9

COMMERCIAL _____ 0.0

TOTAL CONSUMPTIVE USE _____ 2.9

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* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

JUN 24 2002

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) _____	3.00	5.00	0.00
LIFT (FT) _____	100	100	0
DISCHARGE PRESSURE (PSI) _____	50	50	0
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

	0.09	0.14	0.00
THEORETICAL FLOW RATE (CFS) * ---			
DIVERSION VOLUME (AFA) ** ---	62.1	103.5	0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY DAY OF THE YEAR.

T # 4877

Permit 36-08554

FILE NUMBER _____
REVIEWER _____

MATOS (NEW)
CWS

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 200
NUMBER OF NONMILKING CATTLE _____ 240
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO _____
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) _____ 4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS _____ 3
NUMBER OF MILKINGS PER DAY _____ 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____ 0.13
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * -- 0.13
NONMILKING CATTLE @12 GPD/HD _____ 0.05
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.07
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 0.20

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD _____ 7.8
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * -- 7.8
NONMILKING CATTLE @12 GPD/HD _____ 3.2
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 4.0
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 11.9

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING _____ 8.0
TOTAL _____ 8.5

TOTAL DIVERSION VOLUME _____ 20.4

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING _____ 1.2
NONMILKING _____ 0.0
TOTAL _____ 1.2
COMMERCIAL _____ 0.0
TOTAL CONSUMPTIVE USE _____ 1.2

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) _____	0.00	0.00	0.00
LIFT (FT) _____	0	0	0
DISCHARGE PRESSURE (PSI) _____	0	0	0
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * _____ 0.00 0.00 0.00

DIVERSION VOLUME (AFA) ** _____ 0.0 0.0 0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
DAY OF THE YEAR.

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JUN 24 2002

West Barn

T # 4877

FILE NUMBER _____ MATOS (NEW)
REVIEWER _____ CWS

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 1060
NUMBER OF NONMILKING CATTLE _____ 0
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO _____
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) _____ 4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS _____ 3
NUMBER OF MILKINGS PER DAY _____ 3

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____ 0.69
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * _____ 0.71
NONMILKING CATTLE @12 GPD/HD _____ 0.00
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * _____ 0.00
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 0.71

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD _____ 41.6
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * _____ 44.0
NONMILKING CATTLE @12 GPD/HD _____ 0.0
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * _____ 0.0
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 44.0

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.6
PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING _____ 57.8
TOTAL _____ 58.4

TOTAL DIVERSION VOLUME _____ 102.4

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING _____ 6.4
NONMILKING _____ 0.0
TOTAL _____ 6.4
COMMERCIAL _____ 0.0
TOTAL CONSUMPTIVE USE _____ 6.4

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) _____	0.00	0.00	0.00
LIFT (FT) _____	0	0	0
DISCHARGE PRESSURE (PSI) _____	0	0	0
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * _____ 0.00 0.00 0.00

DIVERSION VOLUME (AFA) ** _____ 0.0 0.0 0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
DAY OF THE YEAR.

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JUN 24 2002

East Barn

7 # 4877

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-7379B

WATER RIGHT NUMBER: 36-7379B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MATOS DAIRY 1659 E 3200 S WENDELL, ID 83355 (208)536-4669
Current Owner	VANDERHAM BROTHERS DAIRY 13575 WALKER ONTARIO, CA 91761 (714) 947-4384

Priority Date: 09/18/1973

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.270 CFS	33.50 AF
COMMERCIAL	1/01 to 12/31	0.270 CFS	38.50 AF
<u>Total Diversion:</u>		0.270 CFS	72.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 13, Twp 08S, Rge 14E, B.M.
GOODING County		
GROUND WATER	NW1/4NE1/4	Sec. 13, Twp 08S, Rge 14E, B.M.
GOODING County		

OL

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	
08S	14E	13		X				X											

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13		X				X											

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11/19/94

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-7379B

Conditions of Approval:

1. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

Remarks:

1. Point of Diversion TWO POINTS OF DIVERSION LOCATED IN T08S, R14E, S13, NENW.

Comments:

1. CLELLAND 8/16/1991 LAND OWNERSHIP

Comment: THESE TWO PIVOTS IRRIGATE LANDS OUTSIDE THE BOUNDS OF THE CLAIM-ANT'S OWNERSHIP. THE MOST OBVIOUS IS IN THE NENW OF SEC. 13 WHERE 5 ACRES IS COVERED BY THE LARGER PIVOT; THAT TRACT OF LAND HAS BEEN ADDED TO THIS WATER RIGHT POU. COPIED FROM REMARKS OWNERSHIP CHANGE 8/9/91 BY JG.

2. PSKAGGS 12/9/1997 TRANSFER 4877

Comment: Transfer 4877 adds & changes points of diversion, changes place, nature & season of use under a portion of Right 36-07379, splitting the right into parts A & B. The transfer is based on the right as recommended in the SRBA Basin 36 Director's Report & the approved version will be stored under an "X" prefix pending conclusion of the adjudication.

3. TFAWCETT 6/12/1998 COPIED FROM REMARKS

Comment: The right holder shall retain ownership of the shares of North Side Canal Co. Ltd. surface water which has historically been used on the 18 acres to be dried up and shall use the shares only on existing irrigated land adjacent to the dairy site. The remainder of Right 36-07379 is identified as 36-07379A and is limited to a diversion rate of 1.96 cfs, an annual diversion volume of 528.0 af, and irrigation of 132 acres each year. Prior to use of water for irrigation purposes under Right 36-07379A the right holder shall install a measuring device to measure the amount of water diverted and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install. The acres which are no longer authorized for irrigation under Right 36-07379A are specifically described as follows: 8 acres in NWNW, 9 acres in SWNW and 1 acre in SENW, S13, T08S, R14E. Two (2) points of diversion are located within both NWNE and NENW, S13, T08S, R14E. The total instantaneous diversion of water from all points of diversion under Transfer 4877 shall not exceed 0.27 cfs, nor total combined annual volume of 72.0 af. APPROVED TRANSFER / SPLIT RIGHT THIS RIGHT WAS SPLIT FROM 36-07379 PURSUANT TO APPROVED TRANSFER 4877.

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JUN 24 2002

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-7379B

Dates and Other Information:

Licensed Date:
Decreed Date: 11/16/1998
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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04/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-10801

WATER RIGHT NUMBER: 36-10801

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HELEN M MATOS 1659 E 3200 S WENDELL, ID 83355 (208)536-2910
Current Owner	VANDERHAM BROTHERS DAIRY 13575 WALKER ONTARIO, CA 91761 (714) 947-4384
Original Owner	AGNELO J MATOS 1659 E 3200 S WENDELL, ID 83355 (208)536-2910

Priority Date: 01/01/1980

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.240 CFS	
	<u>Total Diversion:</u>	0.240 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4NE1/4	Sec. 13, Twp 08S, Rge 14E, B.M.
GOODING 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	
08S 14E 13		X															

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	
08S 14E 13		X															

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NOV 24 2002

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-10801

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PROPERTY ALSO KNOWN AS PARCEL NO. 08S14E130751.
STOCKWATER USE FOR 370 DAIRY COWS

Comments:

1. CHRISTEN 6/5/1992 COPIED FROM REMARKS
Comment: CLAIMANT FILED APPLICATION FOR PERMIT 5/1990 TO COVER THE COMMERCIAL AND ADDITIONAL DOMESTIC USES FOR THE DAIRY. CLAIM VERIFIED BY IDWR I CALLED THE GOODING COUNTY ASSESSOR'S OFFICE ON 6-5-92 AND THEY CONFIRMED THE CLAIMED USE AT THE CLAIMED LEGAL DESCRIPTION. SEE REMARKS FOR THE PARCEL NO. RECOMMEND THIS CLAIM AS VALID. KKC
2. SMITH 7/31/1992 CORRECTION
Comment: CORRECTED TOTAL QUANTITY CFS
3. D&S-DSHA 10/2/1996 D&S CONDITION CODE UPDATE
Comment: CONDITION CODE N11 ADDED CONDITION CODE N13 ADDED

Dates and Other Information:

Licensed Date:
Decreed Date: 11/15/1996
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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JUN 24 2002

WMD**POD Data****08S 14E 13 NWNE**

Legal Description	GPS Site ID	Diverslon Name	Meas Option	POD
08S 14E 13 NWNE	A0003793	MATOS HOUSE WELL (3-HP)		400420
Latitude 042:44:11.040		Longitude -114:45:35.663	GPS File L121918A	Flowmeter (8)
Comments REQUIRES METER, NOT IN YET (SK12/19/95);CHANGED NO FROM 36-10801				

Flowmeter Data

Year	Date	Calibration Factor	Max CFS	Adj Max CFS	Acre-Ft	Adj Acre-Ft	Acre-Ft Qualif	Valid	Prefrd
2000	10/23/1996	1					NM	☐	☐
Comments insufficient data to determine water use. CRK 1-18-01									
1999	10/23/1996	1	0.89	0.89	12.12	12.12	MR	☐	☐
Comments IDWR audit 1-5-00 meter reading of 45000x100 (GPM 2-2-00)									
1998	10/23/1996	0	0.08	0	5.2	0	EM	☐	☐
Comments SENT IN 97 & 98 TOGETHER ARNIE 3/2/99									
1997	10/23/1996	0	0.08	0	5.2	0	FE	☐	☐
Comments									

Flowmeter CalibrationCalibration Date: **10/23/1996**Calibration Factor: **400420**

Installed Meter	Standard Meter	Other well(s):
Meter Type: IMPELLER	Pipe Material: STEEL	
Manufacturer: AQUAMASTER	Outside Diameter: 2.4	Other meter(s): ☐
Model:	Wall Thickness: 0.148	Comments:
Serial Number:	Upstream Straight: 2	installed early 1996
Rate Units: GPM	Downstream Straight: 1.75	another meter in 1998
Rate Multiplier: 1	Meter Type: SONIC	(GPM 2-2-00)
Volume Units: GAL	Measured Flow Units:	
Volume Multiplier: 100	Measured Flow:	
Location:	Confidence:	
Indicated Flow:		Changed: 2/2/2000

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
12/19/1995	SKING	Inventory	
Notes:			

Wednesday, February 13, 2002

Page 1 of 2

MICROFILMED

JUN 24 2002

WMD

POD Data

08S 14E 13 NWNE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
08S 14E 13 NWNE	A0003794	MATOS SHOP WELL (5-HP)		401198
Latitude 042:44:19.038 Longitude -114:45:33.841 GPS File L121918B Flowmeter (8)				
Comments (SK12/19/95);ADDED RECORD PER PERMIT R				

Flowmeter Data

Year	Date	Calibration Factor	Max CFS	Adj Max CFS	Acre-Ft	Adj Acre-Ft	Acre-Ft Qualif	Valid	Prefrd
1999	9/4/1996	0.92	0.129	0.12	37.46	34.46	MR	☐	☐
Comments IDWR audit 1-5-00 read meter at 1832216x100 (GPM 2-3-00)									
1998	9/4/1996	0.92	0	0.12	0.8	0.7	NM	☐	☐
Comments SENT IN 97 & 98 AT THE SAME TIME ARNIE 3/2/99									
1997	9/4/1996	0.92	0	0.12	0.8	0	NM	☐	☐
Comments									

Flowmeter Calibration

Calibration Date: 2/9/2000 Calibration Factor: 1.05 401198

Installed Meter	Standard Meter	Other well(s):
Meter Type: IMPELLER	Pipe Material: STEEL	
Manufacturer: MASTER	Outside Diameter: 2.4	Other meter(s): ☐
Model:	Wall Thickness: 0.153	Comments:
Serial Number: 2659037	Upstream Straight: 1.5	pump cycled on / off during the calibration
Rate Units: GPM	Downstream Straight: 3	
Rate Multiplier: 1	Meter Type: SONIC	
Volume Units: GAL	Measured Flow Units: GPM	
Volume Multiplier: 100	Measured Flow: 42.47	
Location: FAIR	Confidence: FAIR	
Indicated Flow: 40.29		Changed: 2/17/2000

Calibration Date: 9/4/1996 Calibration Factor: 0.92 401198

Installed Meter	Standard Meter	Other well(s):
Meter Type: IMPELLER	Pipe Material: STEEL	
Manufacturer: AQUAMASTER	Outside Diameter: 2.4	Other meter(s): ☐
Model:	Wall Thickness: 0.148	Comments:
Serial Number:	Upstream Straight: 1.5	flow steady during test
Rate Units: GPM	Downstream Straight: 3	
Rate Multiplier: 1	Meter Type: SONIC	
Volume Units: GAL	Measured Flow Units: GPM	
Volume Multiplier: 100	Measured Flow: 58.1	
Location:	Confidence: FAIR	
Indicated Flow: 63		Changed: 1/21/2000

Wednesday, February 13, 2002 MICROFILMED

Page 1 of 2

JUN 24 2002

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
-------------------	-------------	----------------	----------------	-----

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
2/9/2000	GMOODY	Flowmeter Calibration	2/17/2000

Notes: Bscholar calibrated newly installed (replaced meter). Inventoried most of the diversions. This dairy may bew sold soon. Meter reader for Bettencourt = Monte Stephens 324-5065 * 1613. (GPM 2-17-00)

Permit 310-8554

DAIRY WATER USE QUESTIONNAIRE

NUMBER OF MILKING CATTLE	1500
NUMBER OF DRY CATTLE	200
NUMBER OF REPLACEMENT CATTLE: 0-2 MONTHS	
3-4 MONTHS	
5-8 MONTHS	
9-12 MONTHS	
13-15 MONTHS	
16-24 MONTHS	60
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS	2
IF SPRINKLERS ARE USED: NUMBER OF SPRINKLERS IN HOLDING PEN	128
NOZZLE DISCHARGE (USE 5.0 GPM IF UNKNOWN)	
OPERATION TIME OF SPRINKLERS (MIN/DAY)	72
NUMBER OF MILKINGS PER DAY	2
AVG. LBS. OF MILK PRODUCED PER DAY PER ANIMAL (IDAHO AVG IS 70 LBS.)	70
HOURS PER DAY PUMP OPERATES FOR STOCKWATER USE	7
HOURS PER DAY PUMP OPERATES FOR COMMERCIAL USE	172
IS RECYCLED WATER USED TO FLUSH MILKHOUSE AND PARLOR FLOORS?	NO
IS RECYCLED WATER USED TO WASH COWS?	Yes
IS A PLATE COOLER USED?	Yes
IS RECYCLED WATER USED FOR PLATE COOLER? (IF NO PLATE COOLER, LEAVE BLANK)	NO
IF CORRAL MISTERS ARE USED: NUMBER OF MISTERS IN HOLDING PEN	—
NOZZLE DISCHARGE (GPM)	—
OPERATION TIME OF MISTERS (MIN/DAY)	—
DAYS PER YEAR MISTERS ARE USED	—

RECEIVED

APR 23 2002

Department of Water Resources

MICROFILMED

JUN 24 2002

RECEIVED

APR 20 2002

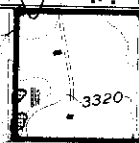
Department of Water Resources

RECEIVED

APR 23 2002

Department of Water Resources

Ditch East



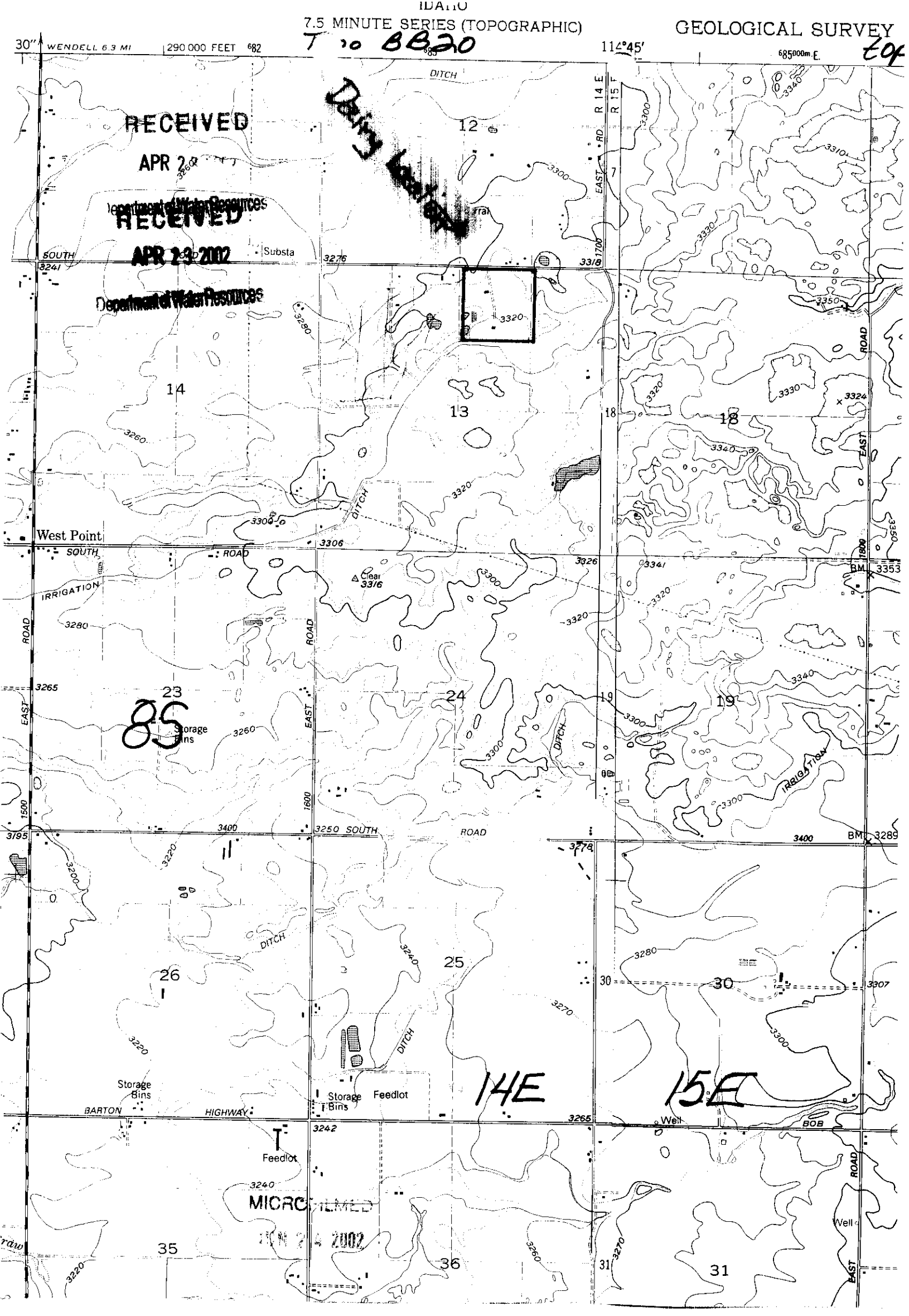
85

14E

15E

MICROFILMED

APR 24 2002





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

February 26, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

VANDERHAM BROTHERS DAIRY
13575 WALKER
ONTARIO CA 91761

RE: Permit No. 36-08554

Dear Permit Holders:

Permit 36-08554 is currently being re-examination submitted we find that we determine the rate and volume of water complete the enclosed "Dairy Water Use" at your earliest convenience.

Since you received your permit, the Department is necessary to clarify the place of use for part of the water right. We would like a description of the place of use for this. Please submit information, by 40-acre waste water is used and the ownership. Enclosed, for your convenience, is a copy to identify these lands. Please mark or applied. If land application is found to will request that you amend your permit on the license. If the waste water is on telephone, e-mail (kwalker@idwr.state.id.us).

Please submit the requested information proceed with licensing your permit. If contact me at (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Enclosures

MICROFILMED

APR 26 2002

4-15-
Ken Vanderham
working on map
for com. p/u-
will send in
KW
3/24/02
324-

Sent to:
Leslie Vanderham
85 S 300 W
Jerome, Id. 83338
KW

4-3-2002

Leslie-
Here is a copy
of the letter I
called you
about. Please
complete form
and show place
of waste water
on map and
return to me
ASAP. Thanks alot!
Kay



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

February 26, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

VANDERHAM BROTHERS DAIRY
13575 WALKER
ONTARIO CA 91761

RE: Permit No. 36-08554

Dear Permit Holders:

Permit 36-08554 is currently being reviewed for licensing. In review of the field examination submitted we find that we need more information in order to determine the rate and volume of water needed for your dairy operation. Please complete the enclosed "Dairy Water Use Questionnaire" and return it to this office at your earliest convenience.

Since you received your permit, the Department has taken a position that it is necessary to clarify the place of use for land application of waste from dairies as part of the water right. We would like to give you the opportunity to include the description of the place of use for this waste water on your water right license. Please submit information, by 40-acre tract descriptions, that describes where the waste water is used and the ownership of the lands that this water is applied. Enclosed, for your convenience, is a copy of a topographical map that you can use to identify these lands. Please mark on the map where your waste water is being applied. If land application is found to be in tracts not included on your permit, we will request that you amend your permit before licensing to include this information on the license. If the waste water is not land applied, please advise us by telephone, e-mail (kwalker@idwr.state.id.us) or a letter.

Please submit the requested information within the next 14 days so we can proceed with licensing your permit. If you have any questions, please feel free to contact me at (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Enclosures

MICROFILMED

JUN 24 2002

MEMORANDUM

FILE NO.: 36-08554, Matos Dairy
 REVIEWER: C L Zimmerman
 DATE: 2/13/98

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE ----- 500
 NUMBER OF NONMILKING CATTLE ----- 200
 IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES
 IF ANAEROBIC, ENTER ZERO ----- 0.0
 EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 4
 ENTER 0 FOR RECYCLED WATER USE, 1 FOR MANUAL COW WASHING,
 2 FOR AUTOMATIC, OR 3 IF SPRINKLERS ARE USED TO FLUSH HOLDING
 PEN AND WASH COWS ----- 3
 NUMBER OF MILKINGS PER DAY ----- 3
 FLOW OF WATER FOR IN-BARN USE (GPM) ----- 110
 DURATION OF MILKING (MINUTES) ----- 400
 DURATION OF CLEAN-UP (MINUTES) ----- 60
 HOURS PUMP IS ON ----- 23.0

¹ Lagoon size not addressed by examiner.

CALCULATIONS

DAILY VOLUME FOR STOCKWATER (GALLONS):

MILKING CATTLE @35 GPD/HD ----- 17500
 NONMILKING CATTLE @12 GPD/HD ----- 2400
 TOTAL (GALLONS) ----- 19900
 FLOW RATE REQUIRED (CFS) ----- 0.37
 Limited by measured capacity = 0.25

DAILY VOLUME IN BARN USE (GALLONS):

IN BARN RATE * DURATION (GALLONS) ----- 44000
 FLOW RATE REQUIRED (GPM) ----- 110
 FLOW RATE REQUIRED (CFS) ----- 0.25
 TOTAL FLOW RATE REQUIRED (CFS) ----- 0.64
 Limited by measured capacity = 0.25

DIVERSION VOLUME (AFA):

STOCKWATER
 MILKING CATTLE @35 GPD/HD ** ----- 19.6
 NONMILKING CATTLE @12 GPD/HD** ----- 2.7
 TOTAL VOLUME ----- 22.3

COMMERCIAL
 WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.5
 CLEAN-UP PARLOR AND MILKHOUSE ----- 22.2
 CATTLE WASHING BASED UPON METHOD OF WASHING --- 28.2
 COOLER PLATE USAGE ----- 4.5
 TOTAL VOLUME ----- 55.4

TOTAL DIVERSION VOLUME ----- 77.7

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
 MILKING ----- 2.9
 NONMILKING ----- 0.0
 TOTAL ----- 2.9

COMMERCIAL ----- 0.0

TOTAL CONSUMPTIVE USE ----- 2.9

THEORETICAL FLOW ESTIMATION WORKSHEET

PUMP INFORMATION

	PUMP	PUMP 2
PUMP HORSEPOWER (HP) -----	3.0	5.0
LIFT (FT) -----	100	100
DISCHARGE PRESSURE (PSI) -----	50	50
FRICTION LOSSES (FT) -----	0.0	0.0
HOURS WATER IS PUMPED DAILY -----	23	23

CALCULATIONS

THEORETICAL FLOW RATE (GPM) * -----	38	64
MEASURED RATE (GPM) -----	41.55	69.17
THEORETICAL FLOW RATE (CFS) * -----	0.09	0.14
DAILY VOLUME (GALLONS) -----	118	197
DIVERSION VOLUME (AFA) ** -----	59.5	99.2
COMBINED THEORETICAL CAPACITY -----	0.23	
COMBINED MEASURED RATE (CFS) -----	0.25	

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY DAY OF THE YEAR.

EVALUATION OF REDUCTION REQUIRED IF AN IRRIGATION RIGHT IS USED
 IRRIGATION RIGHT (BEFORE CHANGE)
 INPUT:

RATE (CFS)	0.80
ACRES	40.0
ACRE FEET PER ACRE	4.0
CONSUMPTIVE USE PER ACRE	3.0

CALCULATIONS:

RATE PER ACRE	0.02	CFS/AC
RATE NEEDED FOR DAIRY OPERATION	0.25	CFS
REDUCTION OF IRR. BASED ON RATE/ACRE	12.3	ACRES
REDUCTION BASED ON CONSUMPTIVE USE	1.0	ACRES
REDUCTION BASED ON ANNUAL VOLUME	19.4	ACRES

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

NUMBER OF ACRES THAT CAN BE IRRIGATED BY CONSUMPTIVE USE
 INPUT DATA
 IRRIGATION CONSUMPTIVE USE/ACRE 4.0
 CALCULATED
 ACRES IRRIGATED 0.7

MEMORANDUM

RECEIVED

JAN 30 1998

Department of Water Resources

TO: Cindy Zimmerman
FROM: Daniel A. Nelson
DATE: 1-26-98

SUBJECT: Permit # 36-08554 (Matos Dairy, aka Bettencourt Dairy #5)

Dear Cindy,

These are the measurements that Bryce Contour took of the Matos Dairy (now owned by Louis Bettencourt). I am not sure if these measurements are accurate or that they were taken at capacity. I can only tell you that these are the measurements that were used to calibrate the meters for State Office of IDWR during their measurement program. If you need any more information please contact me at the Southern Office of IDWR.

Sincerely,

Dan Nelson
Water Resource Agent and
Assistant Hydrographer West ESPA Measurement District

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MAY 24 2002

*Motos Shop
test #1*

PIPE O.D.
2.400 IN

PIPE WALL THICKNESS
0.148 IN

PIPE I.D.
2.104 IN

PIPE MATERIAL
= CARBON STEEL

TRANSDUCER SPACING
1.236 IN

SIGNAL STRENGTH UP
4.04

DIFF CNT= 972
DELTA TIME= 85.03

DIFF CNT= 987
DELTA TIME= 79.51

DIFF CNT= 1021
DELTA TIME= 79.63

DIFF CNT= 1040
DELTA TIME= 83.89

DIFF CNT= 1026
DELTA TIME= 85.21

14:13:00 09-04-96

Min. Rate 59.47 GPM
Max. Rate 61.58 GPM
Avg. Rate 60.09 GPM
FLOW RATE 59.39 GPM
NET TOT(X1) 7 GAL

14:15:00 09-04-96

Min. Rate 59.18 GPM
Max. Rate 63.41 GPM
Avg. Rate 60.85 GPM
FLOW RATE 61.25 GPM
NET TOT(X1) 129 GAL

14:17:00 09-04-96

Min. Rate 59.18 GPM
Max. Rate 64.06 GPM
Avg. Rate 61.37 GPM
FLOW RATE 61.18 GPM
NET TOT(X1) 251 GAL

14:19:00 09-04-96

Min. Rate 59.18 GPM
Max. Rate 64.06 GPM
Avg. Rate 60.80 GPM
FLOW RATE 60.81 GPM
NET TOT(X1) 373 GAL

14:21:01 09-04-96

Min. Rate 59.18 GPM
Max. Rate 64.06 GPM
Avg. Rate 60.73 GPM
FLOW RATE 60.71 GPM
NET TOT(X1) 494 GAL

14:23:00 09-04-96

Min. Rate 59.18 GPM
Max. Rate 64.06 GPM
Avg. Rate 61.53 GPM
FLOW RATE 62.03 GPM
NET TOT(X1) 618 GAL

$$\frac{618-7}{10} = 61.1 \text{ gpm}$$

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JUN 24 2002

Shop well

$$\frac{589}{10} = 58.9$$

Min. Rate 45.17 GPM
Max. Rate 69.17 GPM
Avg. Rate 58.25 GPM
FLOW RATE 58.85 GPM
NET TOT(X1) 589 GAL

14:37:21 09-04-96

Min. Rate 45.17 GPM
Max. Rate 69.17 GPM
Avg. Rate 58.50 GPM
FLOW RATE 59.05 GPM
NET TOT(X1) 472 GAL

14:35:21 09-04-96

Min. Rate 45.17 GPM
Max. Rate 69.17 GPM
Avg. Rate 59.25 GPM
FLOW RATE 58.95 GPM
NET TOT(X1) 355 GAL

14:33:21 09-04-96

Min. Rate 45.17 GPM
Max. Rate 69.17 GPM
Avg. Rate 57.53 GPM
FLOW RATE 57.42 GPM
NET TOT(X1) 237 GAL

14:31:21 09-04-96

Min. Rate 45.17 GPM
Max. Rate 69.17 GPM
Avg. Rate 57.47 GPM
FLOW RATE 61.13 GPM
NET TOT(X1) 122 GAL

14:29:21 09-04-96

Min. Rate 56.83 GPM
Max. Rate 60.72 GPM
Avg. Rate 58.62 GPM
FLOW RATE 60.66 GPM
NET TOT(X1) 7 GAL

14:27:21 09-04-96

Motos Shop after adjustment

*Matos-
House*

PIPE O.D.
2.400 IN

PIPE WALL THICKNESS
0.148 IN

PIPE I.D.
2.104 IN

PIPE MATERIAL
= CARBON STEEL

TRANSDUCER SPACING
1.236 IN

PIPE I.D.
2.104 IN

13:34:36 09-04-96

Min. Rate 0.48 GPM
Max. Rate 0.51 GPM
Avg. Rate 0.50 GPM
FLOW RATE 0.51 GPM
NET TOT(X1) 0 GAL

13:35:36 09-04-96

Min. Rate -0.63 GPM
Max. Rate 0.60 GPM
Avg. Rate 0.32 GPM
FLOW RATE -0.02 GPM
NET TOT(X1) -0 GAL

13:37:36 09-04-96 *Total*

Min. Rate -0.63 GPM
Max. Rate 0.60 GPM
Avg. Rate -0.05 GPM
FLOW RATE -0.08 GPM
NET TOT(X1) -0 GAL

13:39:36 09-04-96

Min. Rate -0.63 GPM
Max. Rate 0.60 GPM
Avg. Rate -0.07 GPM
FLOW RATE -0.06 GPM
NET TOT(X1) -0 GAL

13:49:52 09-04-96

Min. Rate -0.63 GPM
Max. Rate 41.55 GPM
Avg. Rate 3.62 GPM
FLOW RATE 29.42 GPM
NET TOT(X1) 34 GAL

13:51:52 09-04-96

Min. Rate -0.63 GPM
Max. Rate 41.55 GPM
Avg. Rate 29.43 GPM
FLOW RATE 29.03 GPM
NET TOT(X1) 93 GAL

13:53:52 09-04-96

Min. Rate -0.63 GPM
Max. Rate 41.55 GPM
Avg. Rate 27.36 GPM
FLOW RATE 25.22 GPM
NET TOT(X1) 147 GAL

13:55:52 09-04-96

Min. Rate -0.63 GPM
Max. Rate 41.55 GPM
Avg. Rate 25.54 GPM
FLOW RATE 27.17 GPM
NET TOT(X1) 198 GAL

13:57:52 09-04-96

Min. Rate -0.63 GPM
Max. Rate 41.55 GPM
Avg. Rate 27.73 GPM
FLOW RATE 27.98 GPM
NET TOT(X1) 227 GAL

MICROFILMED

1982 2002
House well

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 8 1996
Department of Water Resources

A. GENERAL INFORMATION

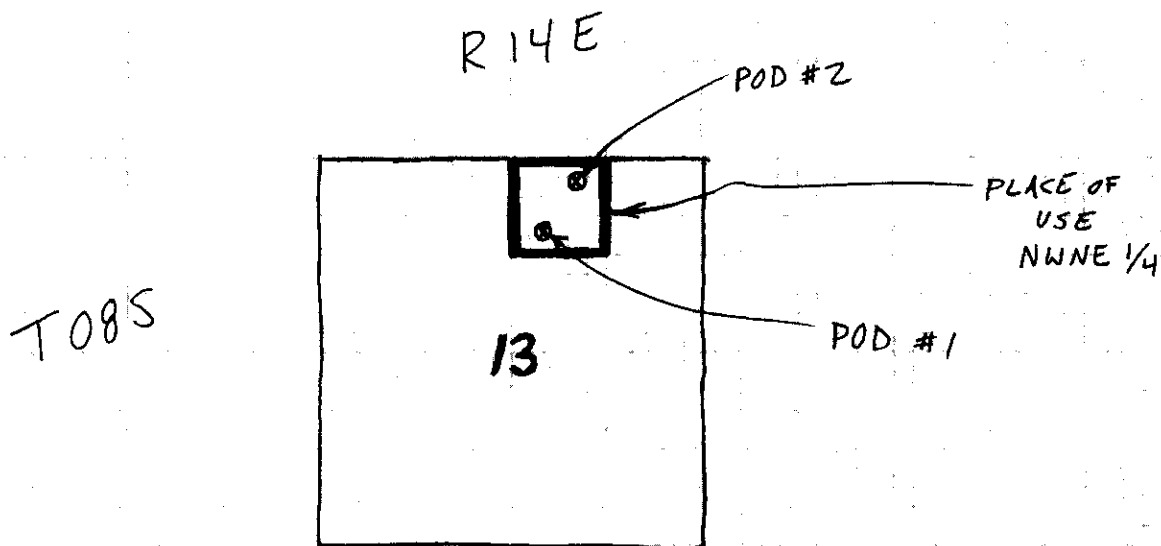
Permit No. 36-08554
1. Owner: AGNELO MATOS & HELEN MATOS Phone No. (208) 536-4669
Current Address: 1659 E 3200 S WENDELL, ID 83355
2. Accompanied by: AGNELO MATOS, JIM STANTON EXAM. DATE: 04/18/96
Address: SAME AS ABOVE Phone No. SAME AS ABOVE
Relationship to Permit Holder: PERMIT HOLDER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 36-10801 ☒ Copies Attached
2. Other water rights with same point of diversion: 36-10801 ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



* SEE ATTACHED DIAGRAMS
FOR MORE DETAIL

Scale: 1" = 2640'

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2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

MR MATOS DESCRIBED AND SHOWED US A DAIRY OPERATION WITH TWO POINTS OF DIVERSION (AS DESCRIBED BELOW) AND 700 MILKING COWS AND 200 DRY COWS. IN ADDITION, MR. MATOS RECENTLY PURCHASED AN ADJOINING DAIRY AND FARM. A TRANSFER IS IN THE WORKS TO PROVIDE ADDITIONAL WATER FOR THE NEW DAIRY AND PROPOSED DAIRY EXPANSION. IN ADDITION, DOMESTIC USE FOR 1 HOME AND TWO

See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
WELL # 1	FRANKLIN	3.0	2823028103	BERKLEY	
WELL # 2		5.0		STA RITE	

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1		SW	NW	NE	13	08S	14E	GOODING	AERIAL PHOTO/SLIDE & FIELD VISIT
#2		NE	NW	NE	13	08S	14E	GOODING	AERIAL PHOTO/SLIDE & FIELD VISIT

6. **Place(s) of Use:**

Indicate Method of Determination AERIAL PHOTO

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	14E	13		*															

* = STOCKWATER, DOMESTIC, COMMERCIAL

Do not use this space

MICROFILMED
JUN 24 2002

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

POD # 2 FLOW METER READ 54 (1 ASSUME GPM)

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached SEE ATTACHED LOTUS DAIRY WORKSHEET

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

SEE ATTACHED LOTUS DAIRY WORKSHEET

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JUN 2 4 2002

H. REMARKS AND OVERLAP REVIEW ANALYSIS

MOBILE HOMES WAS OBSERVED.

I. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC</u>	<u>01/01</u>	<u>12/31</u>	<u>0.08</u>	<u>3.6</u>
<u>COMMERCIAL</u>	<u>01/01</u>	<u>12/31</u>	<u>0.23</u>	<u>28.8</u>
<u>STOCKWATER</u>	<u>01/01</u>	<u>12/31</u>	<u>0.23</u>	<u>22.7</u>
Totals:			<u>0.23 cfs</u>	<u>55.1 afa</u>

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATIONField Examiner's Name Corey SkinnerSignature [Signature]

Certification Date _____

Field Report Preparation Date 04/30/96

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.**

MICROFILMED

JUN 24 2002

MEMORANDUM

TO: Field Exam File (permit 36-08554)

FROM: Corey Skinner *CS*

DATE: April 30, 1996

SUBJECT: Pertinent Information & Recommendations

On April 18th, Jim Stanton and I visited the Matos Dairy operation, accompanied by Agnelo Matos, to conduct the licensing field examination for permit 36-08554. The Matos dairy operation currently consists of 700 milking cows and 200 non milking cows. In addition, there are three homes that are hooked up to water. After the field exam, Jim and I stopped at Eaton Drilling in Wendell and found that the Matos wells (3 hp & 5 hp) had a static water level of 100 ft and discharge pressures of 50 psi. Based on this information, and the information on the permit, I recommend that permit 36-08554 be licensed as follows...

Domestic 0.08 cfs (3.6 afa)
(use is for just three homes with lawns per exam instead
of the four homes described on the permit)

Stockwater 0.23 cfs (22.7 afa)
Commercial 0.23 cfs (28.8 afa)
(use is limited to 500 milking and 200 non milking
cattle as described on the permit)

Total diversion rate limited to 0.23 cfs
(the theoretical system capacity)

An overlap review, revealed that SRBA claim 36-10801 (recommended in the Director's Report) was appurtenant to the Matos Dairy operation. This was a domestic beneficial use claim for one home (one of the homes recommended above) and stockwater for 370 dairy cows.

In addition, Mr. and Mrs. Matos have recently purchased an adjoining abandoned dairy (with no water rights) and plan to expand their overall operation to a total of 1,260 milking and 240 non milking cattle. Yesterday, I assisted Mrs. Matos in submitting a transfer application to convert a portion of an irrigation right to stockwater and commercial use. The transfer application was prepared, along with the recommendations for permit 36-08554 listed above, to cover the entire water requirements for the Matos Dairy expansion, without taking into consideration claim 36-10801. This was done to provide the Matos Dairy operation with a more solid water right(s) by avoiding any stacking of a domestic right/claim which may be in violation of §42-111. MICROFILMED

JUN 24 2002

FILE NUMBER 36-08664
REVIEWER CWS

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____
NUMBER OF NONMILKING CATTLE _____
IF LAKE OR IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES:
IF ANAEROBIC, ENTER ZERO _____
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) _____
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS
NUMBER OF MILKINGS PER DAY _____

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --
NONMILKING CATTLE @12 GPD/HD _____
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) *
TOTAL (BASED UPON ROUNDED NUMBERS) _____

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD _____
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --
NONMILKING CATTLE @12 GPD/HD _____
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) *
TOTAL (BASED UPON ROUNDED NUMBERS) _____

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____
PARLOR FLOOR AND MILKHOUSE FLOOR _____
CATTLE WASHING BASED UPON METHOD OF WASHING _____
TOTAL _____

TOTAL DIVERSION VOLUME _____

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING _____
NONMILKING _____
TOTAL _____
COMMERCIAL _____
TOTAL CONSUMPTIVE USE _____

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

PUMP HORSEPOWER (HP) _____
LIFT (FT) _____
DISCHARGE PRESSURE (PSI) _____
FRICTION LOSSES (FT) _____

CALCULATIONS

THEORETICAL FLOW RATE (CFS) *

DIVERSION VOLUME (AFA) * _____

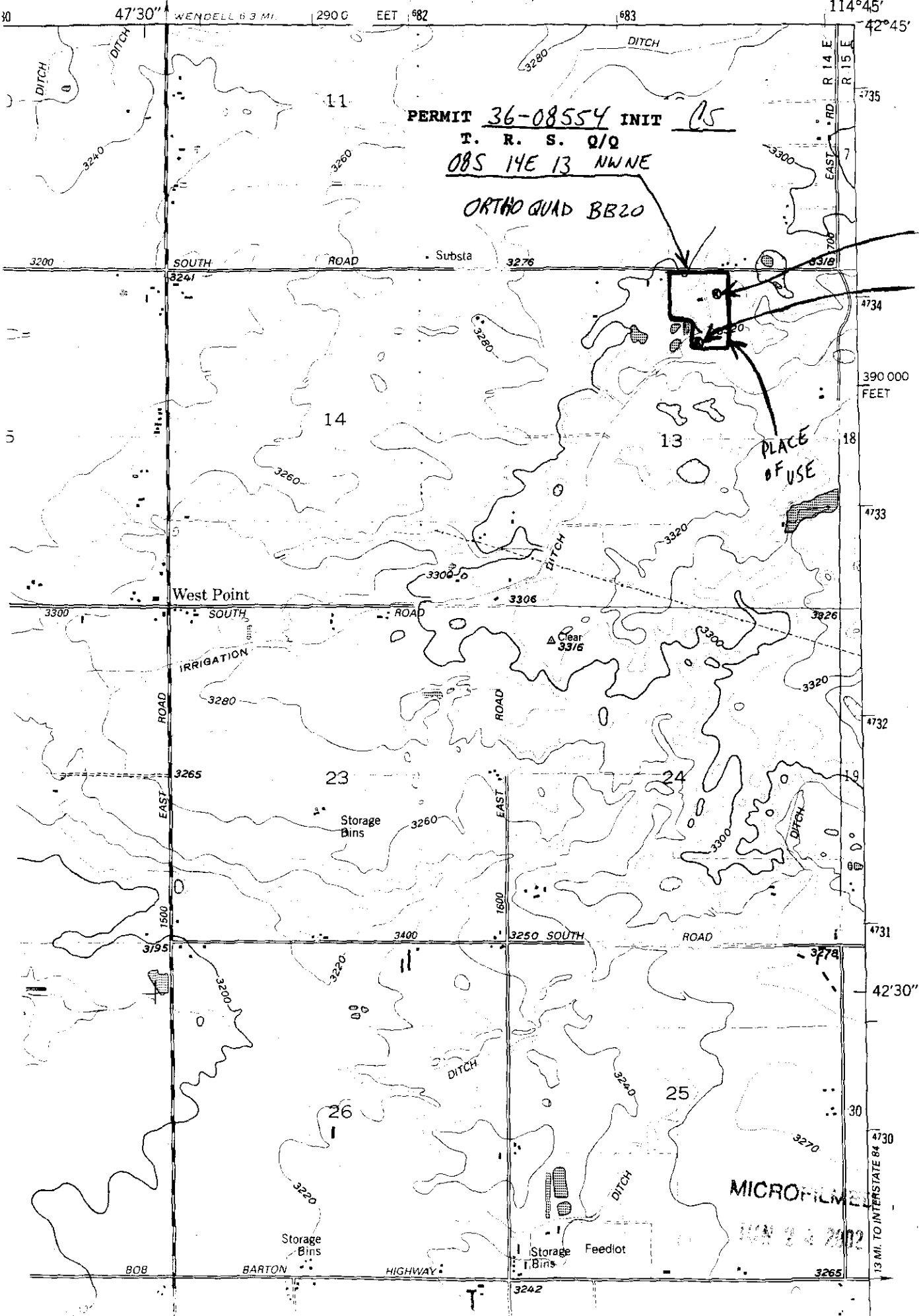
* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.
* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
DAY OF THE YEAR.

MICROFILMED

APR 3 2002

IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

3089 / 51
(WENDELL)



T-115 7.1

16.8

T-1349

6.2

HEL

PERMIT -08554 INIT

T. R. S. Q/Q

085 14E 13

911

(COPY OF ASCS PHOTO)

32.9

DAIRY BARN

(2) MOBILE HOMES

T-1555

61.6
HEL

POD #1

9.2
HEL

33.9
HEL

MICROFILMED

JUN 24 2002

SCHEMATIC SHOWING MATOS DAIRY

FOR PERMIT 36-08554

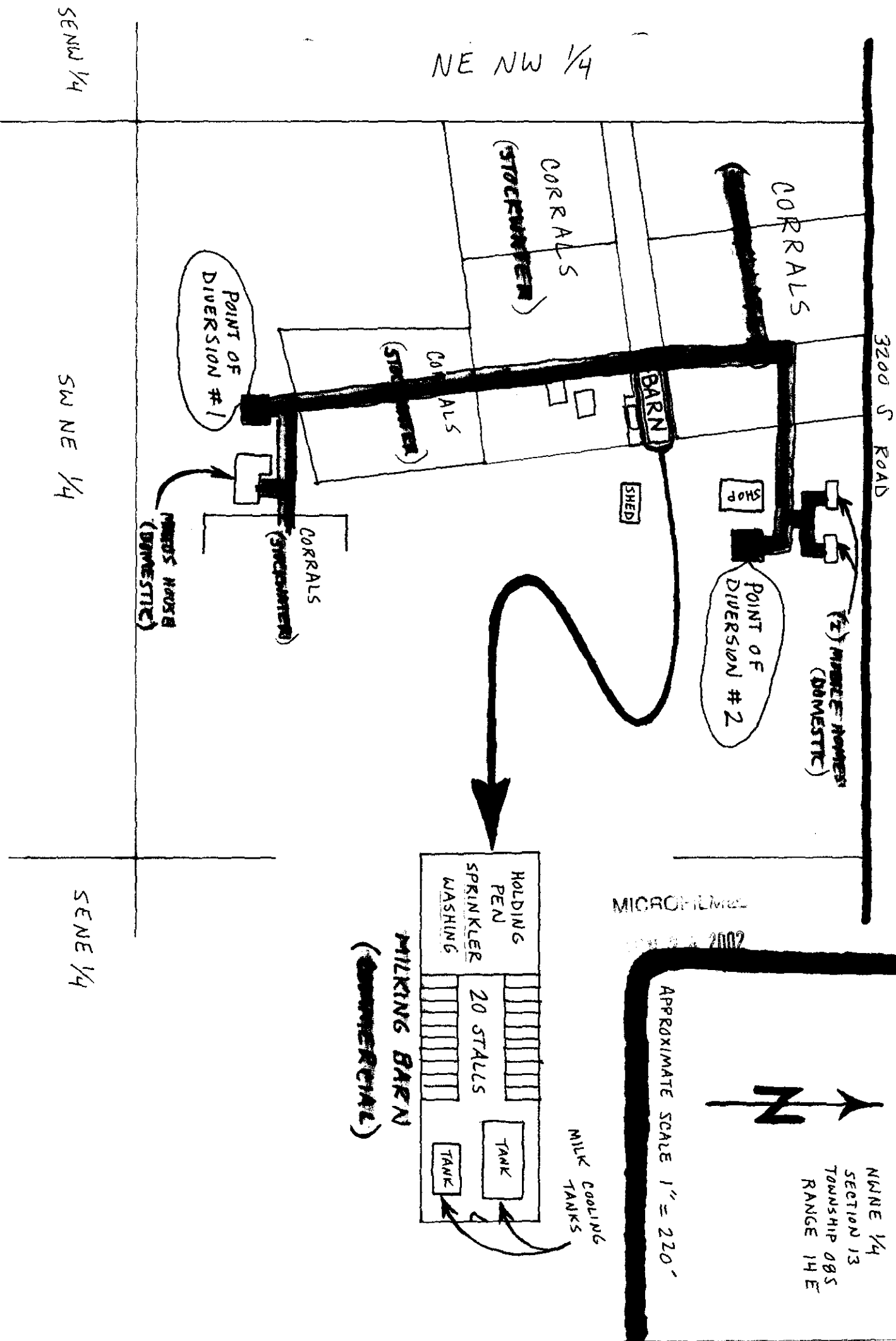
NWNE 1/4
SECTION 13
TOWNSHIP 08S
RANGE 14E



APPROXIMATE SCALE 1" = 220'

MICROFILMED

2002



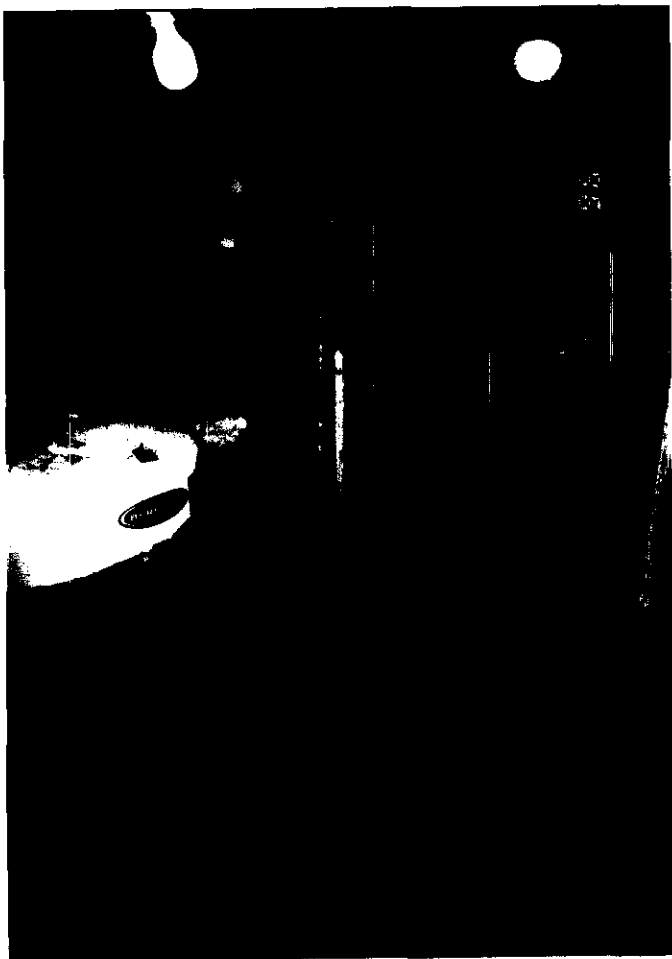


PHOTO TAKEN 04/18/96

POINT OF DIVERSION #1
(3 Hp)

NOTE FLOWMETER (CIRCLED)
(SAME POD AS 36-10801)

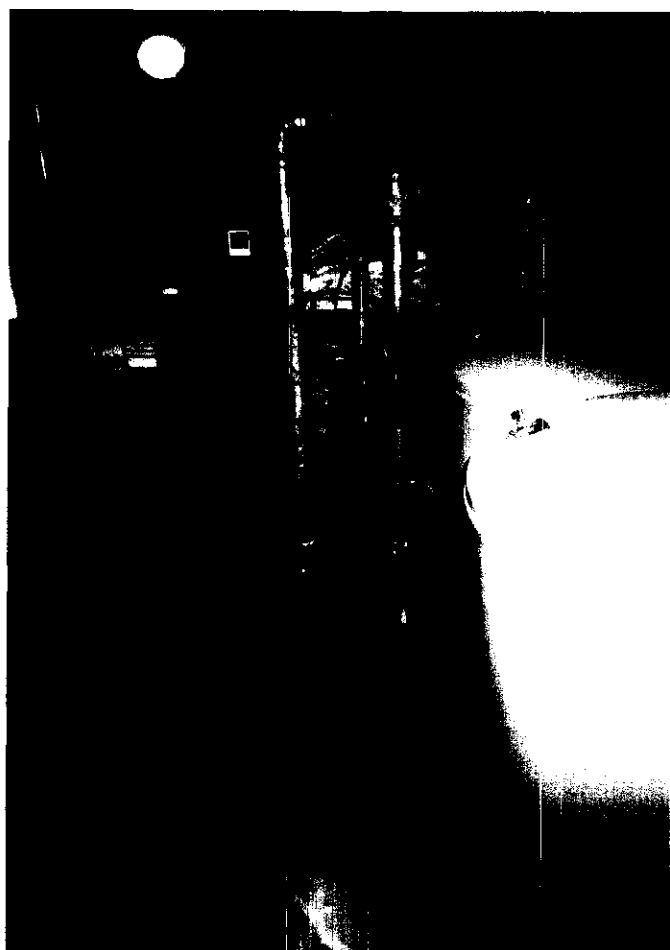


PHOTO TAKEN 04/18/96

POINT OF DIVERSION #2
(5 Hp)

NOTE FLOWMETER
(INDICATED BY ARROW)

PHOTO TAKEN 04/18/96

MATOS
HOME

POD
#1

VIEW LOOKING SOUTH ACROSS
PART OF DAIRY TOWARDS
THE MATOS HOME. P.O.D. #1
IS LOCATED JUST TO THE
WEST OF THE MATOS HOME
AS SHOWN IN PHOTO. PHOTO
WAS TAKEN FROM IN FRONT
OF (EAST END) OF DAIRY BARN.
MICROFILMED

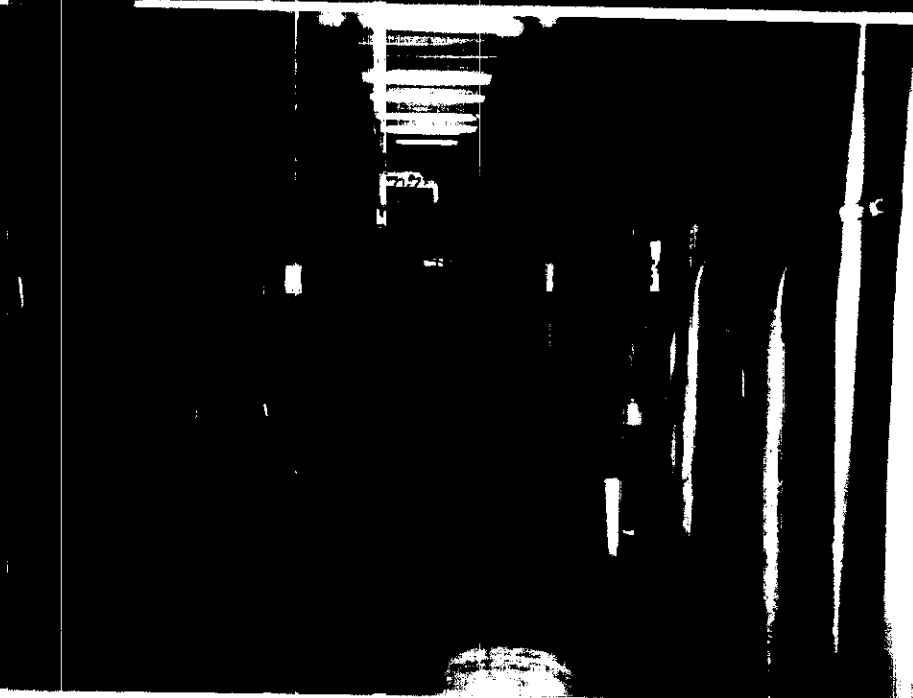
APR 24 2002

FIELD EXAM FOR 36-08554



VIEW SHOWING MILK
COOLING/STORAGE TANKS ON
EAST END OF DAIRY
BARN.

← PHOTO TAKEN
04/18/96



VIEW LOOKING WEST THROUGH
MILKING STALLS (20 COUNTED)
TOWARDS HOLDING PEN ON
WEST END OF BARN.

← PHOTO TAKEN
04/18/96



VIEW LOOKING WEST THROUGH
HOLDING PEN ON WEST END
OF BARN. HOLDING PEN
HAS A SPRINKLER WASHING
SYSTEM ON FLOOR.

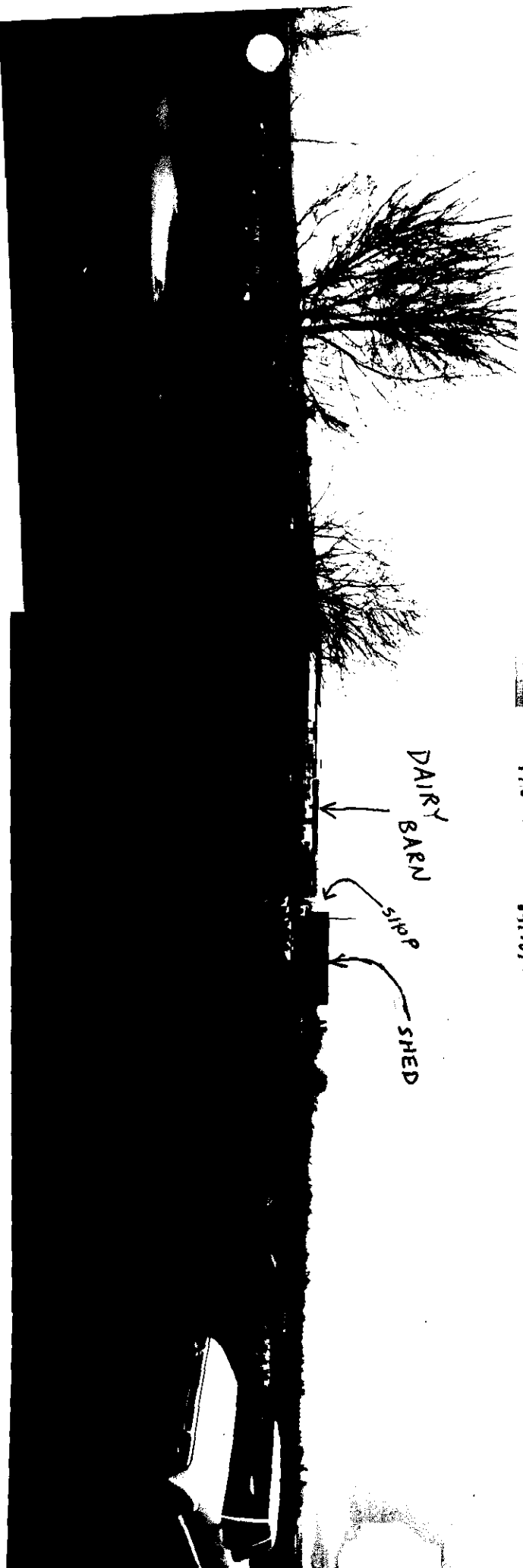
MICROFILMED

2002 2 3 2002

← PHOTO TAKEN
04/18/96

FIELD EXAM
FOR 36-08554

JUN 24 2002

PHOTOS TAKEN
04/18/96

VIEW LOOKING NORTH ACROSS DAIRY OPERATION, PHOTO TAKEN FROM MATOS HOME.
NOTE LOCATION OF DAIRY BARN AND SHED (INDICATED BY ARROW). A SHOP EXISTS
JUST TO THE NORTH OF THE "SHED" AND IS BARELY VISIBLE BETWEEN THE TRUCK AND
LOADER BETWEEN SHED AND DAIRY BARN IN PHOTO(S). BEHIND THE SHOP (TO THE EAST) IS
A SMALL WELL HOUSE (POD #2) AND JUST TO THE NORTH OF POD #2 ARE TWO
MOBILE HOMES ALONG THE 3200 S ROAD THAT SERVES AS NORTH BOUNDARY OF
THE DAIRY OPERATION.

FIELD EXAM FOR

36-08554

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/25/96 14:47:52
Page 1

Water Right Number - 36-10801

Prefix Translation:

WATER RIGHT

Old (D) Number -

--- Last Name --- + First Name --- + Address --- +

*** C - CURRENT OWNER ***
MATOS

HELEN M

1 - 1659 E 3200 S
2 -
3 -

City- MENDELL
Phone - 208-536-2910

State- ID Zip- 83355

MATOS

AGNELO J

1 - 1659 E 3200 S
2 -
3 -

City- MENDELL
Phone - 208-536-2910
State- ID Zip- 83355

--- Priority Date --- +
01/01/1980

--- Region --- +
ERROR IN REGION

--- Stage --- +
J - BENEFICIAL USE

--- Status --- +

--- Source --- +
GROUNDWATER

--- Tributary --- +

--- Point of Diversion --- +
Twn Rng Sec Tract Lot RFlg County

08S 14E 13 SE NW NE

(47) GOODING

Code Description Period from Period to Water Use Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31
04 - STOCKWATER 01/01 12/31

0.040
0.240

--- Total Div. Rate --- + --- Total Div. Volume --- +
0.240

--- Total Consumptive Use --- + --- KW Usage --- +
0.0

--- Place of Use --- +
Twn Rng Sec Tract Lot Acres Code Description County

08S 14E 13 NW NE 04 STOCKWATER (47) GOODING
08S 14E 13 NW NE 43 DOMESTIC (47) GOODING

Total Acres:

--- Diversion Means --- 3 HP PUMP, 105' WELL, 6" CASING

--- Non-Irrigation Use --- DOMESTIC, 1 HOME; STOCKWATER 370 DAIRY COWS

--- Other Rights for Same Use --- APPLICATION FOR PERMIT

--- Remarks ---

GEN PROPERTY ALSO KNOWN AS PARCEL NO. 08S14E130751.

SHOULD
SWIMLINE
PER FIELD
EXAM

MICROFILMED
1998 2 4 2002

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/25/96 14:47:53
Page 2

Water right number - 36-10801

Prefix Translation: WATER RIGHT

Old Water Right Numbers - - - - -
Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

Conditions of Approval - - - - -
No Conditions of Approval found.

Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - - - - -
00/00/0000

Comments - - - - -
Date: 06/05/1992 User Id: CHRISTEN Subject: COPIED FROM REMARKS
CLAIMANT FILED APPLICATION FOR PERMIT 5/1990 TO COVER THE COMMERCIAL AND ADDITIONAL DOMESTIC USES FOR THE DAIRY.
Date: 06/05/1992 User Id: CHRISTEN Subject: CLAIM VERIFIED BY IDWR
I CALLED THE GOODING COUNTY ASSESSOR'S OFFICE ON 6-5-92 AND THEY CONFIRMED THE CLAIMED USE AT THE CLAIMED LEGAL DESCRIPTION. SEE
REMARKS FOR THE PARCEL NO. RECOMMEND THIS CLAIM AS VALID. KKC
Date: 07/31/1992 User Id: SMITH Subject: CORRECTION
CORRECTED TOTAL QUANTITY CFS

Audit fields - - - - -
00/00/00

Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 11/02/1992 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 08/14/1990 Old Judicial District -
Claim Received Date - 08/31/1988 Last Amended Date - S001988 Temporary Right - P
Receipt Number - POU Ownership Flag - Y Water District -
Name Connector - AND/OR Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
JUN 2 4 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 18, 2001

VANDERHAM BROTHERS DAIRY
13575 WALKER
ONTARIO CA 91761

RE: Change of Ownership for Water Right 36-8554

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. Also enclosed is a receipt for the \$25.00 filing fee.

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

MICROFILMED

100 2 6 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

August 29, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

VANDERHAM BROTHERS
13575 WALKER
ONTARIO CA 91761

RE: Change of Ownership for Water Right Permit 36-8554

Dear Messrs. Vanderham :

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

☒ Filing Fee of \$25 per water right permit

Because this water right is still in the permit stage, an Assignment of Permit will be required to complete the ownership change. Enclosed is an assignment form for your use. Please note that there is a \$25 filing fee required. Also enclosed is a water permit report showing the current owners as Agnelo J. and Helen M. Matos for your convenience.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

MICROFILMED

Enclosure(s)

JUN 24 2002

April 9, 1993

AGNELO J. MATOS
HELEN M. MATOS
1659 E. 3200 S.
WENDELL ID 83355

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08554

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

APR 09 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08554

Reviewed by Ulg

Date 4/7/93

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
 If not, complete calcul

TYPES OF USE

domestic - 3 stock - 700
commercial
Correct Uses? yes

SOURCE OF WATER

 Surface water source
 ✓ Ground water source

YES Drilling permit required?

Yes Copy in the file? Drilling Permit No. 36-90-J-0046-000

100 Amount paid for permit yes Correct?

data copy well log in the file?

LICENSE EXAMINATION FEE

YES Required?
100 Amount Submitted
YES Correct?

MEASURING DEVICE

NA Required?
Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>4/7/93</u>		<u>97</u>
Date proof due	<u>4/1/93</u>	-	<u>91</u>
No. of days late		=	<u>6</u>
Priority Date	<u>5/7/90</u>	+	<u>127</u>
New Priority Date	<u>5/13/90</u>		<u>133</u>

DEFICIENCIES OR ACTION ITEMS

proof acceptable

needs an order

DATA ENTRY

New Address

Proof Made 4/7/93
4/9/93 Dlg

PERMIT NUMBER 36-90-S-0046-000 OWNER CODE 0
NAME & ADDRESS MATOS DAIRY 1659 E 3200 S WENDELL, ID 83355
TWP RGE SEC TRACT LOT COUNTY
08S 14E 13 NW NE GOODING

Subdivision Location and Description:
Subdivision Name:
Well Site Address:
City, State:
Geographic Location:
Accuracy Code:
Lat: : N
Long: : W

Proposed Use of Well: Other Proposed Casing Diameter: 3 In. Proposed Depth: 130 Ft.

Well Use Comments: COMMERCIAL DAIRY
Driller License No: 0026 Firm Name: EATON DRILLING & PUMP SERVICE INC
Official: LARRY M NIELSON

Permit Status: Permit
Verbal Issue Date: 08/31/1990 Receipt No. S012263 Fee 145.00
Date Received: 05/07/1990
Date Approved: 05/07/1990
Proposed Start Date: 05/17/1990
Extension Date:
Extension Expiration:

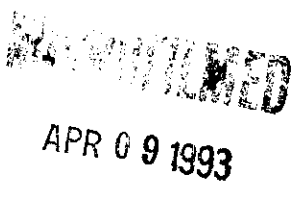
Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 36-90-S-0046-000 Water Right No: 36-08554
Injection Permit No:

Nature of Work: NEW WELL Construction Method: ROTARY & AIR Number of Monitor Wells:
Casing Diameter: 3 In. Static Water Level: 98 Ft. Actual Start Date: 05/16/1990
Depth of Casing: 18 Ft. Temperature: 85 F. Well Finish Date: 05/16/1990
Total Depth: 130 Ft. Production Rate: GPM Log Received Date: 06/19/1990
Screen Installed? Certification Date:
Field Inspection Date: Inspector:

Well Log Remarks:



April 6, 1993

AGNELO J. MATOS
HELEN M. MATOS
1659 E. 3200 S.
WENDELL ID 83355

LAPSE NOTICE

RE: PERMIT NO. 36-08554

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4/6/93
a ~~copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

APR 09 1993

January 31, 1993

AGNELO J. MATOS
HELEN M. MATOS
1659 E. 3200 S.
WENDELL ID 83355

PROOF DUE NOTICE

RE: PERMIT NO. 36-08554

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

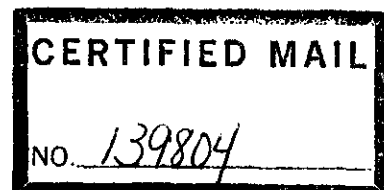
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

APR 09 1993



9/89

Drilling Permit No. 36-90-S-046Water Right Perm. 36-08554

Injection Permit No. _____

State of Idaho
Department of Water Resources**RECEIVED**
AUG 31 1990**DRILLING PERMIT** Department of Water Resources

1. Applicant (Please Print) Mates Dairy
2. Mailing Address 1659 E 3200 S
Wendell, ID 83355 Telephone 536-2910
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 13, Twp. 8S, Rge. 14E, County Gooding,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
☐ Single family or stockwater use (less than 13,000 gallons per day)
☐ Irrigation (more than 1/2 acre)
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
☒ Other (describe fully) Commercial - Dairy, stockwater & 3
homes for hired help.
5. Well construction information:
A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.
B. Proposed surface diameter 8" Maximum depth 130'
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Construction Start Date about 5-17-90
7. Anticipated Well Driller Estor Drilling & Pump Service Wendell, ID
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Agnes Mates Date 5-2-90
Title Owner
(Owner, Firm Representative, Other)

APR 09 1993

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Amended Date 5/7/90

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Larry O. Hansen
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. 5012263 Received by GS Fee \$100 Date 5-7-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____
This extension is good for 60 days beyond the above extension approval date.

APR 09 1993



Farm Credit Services

129 Eastland Drive
P.O. Box 288
Twin Falls, Idaho 83303-0288
208/733-2577

April 8, 1991

RECEIVED

APR 09 1991

Department of Water Resources
Southern Region Office

Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RE: Permit #36-08554 Agnelo Matos

Dear Sir:

This letter will serve as notice to the Department of Water Resources that Farm Credit Bank of Spokane has a security interest in Permit #36-08554 and a real estate mortgage has been filed on property where the well is located.

Please advise our office of any adverse action that would affect this permit.

Please acknowledge below and return to our office this letter. We appreciate your cooperation in this matter.

Sincerely,

Dave Stout
Branch Manager

DS:lh

ACKNOWLEDGED this 9th day of April, 1991.

Department of Water Resources

By

Mary A. Baldwin
Sec/Office Coordinator

APR 09 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 28, 1991

AGNELO J. MATOS
HELEN M. MATOS
1659 E. 3200 S.
WENDELL, ID 83355

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08554

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water.

APR 12 1991

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

APR 12 1981

MEMORANDUM

TO: File No. 36-08554 in the Name of Agnelo J. &/or Helen M.
Matos
FROM: Gary Spackman *Gary*
DATE: March 15, 1991
RE: Conditions of Approval Related to Compliance with DEQ
Regulations

Pursuant to the letter from DEQ dated March 1, 1991, we should approve application for permit to appropriate water no. 36-08554 with the standard condition that water use pursuant to the permit comply with Idaho water quality standards.

APR 15 1991



State of Idaho
DEPARTMENT OF HEALTH AND WELFARE
Division of Environmental Quality

P.O. Box 1626
Twin Falls, ID 83303-1626
(208) 734-9520

CECIL D. ANDRUS
Governor
RICHARD P. DONOVAN
Director

March 1, 1991

RECEIVED
MAR 05 1991

Department of Water Resources

Gary Spackman, Manager
Water Right Permits Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Re: Water Appropriation Permit No. 36-08554 - Agnelo Matos Dairy
Gooding County, Idaho

Dear Mr. Spackman:

In regards to Mr. Matos' request for a permit to appropriate water for domestic, commercial, and stockwater use at his dairy facility in Gooding County, we submit the following.

As we indicated in a letter to Mr. Gary Funderburg on October 17, 1990, Mr. Matos' dairy operation is land restrictive, 32 acres, for the size of his milking herd. At the time of our visit Mr. Matos was milking approximately 500 head. At that time Mr. Matos was containing his wastewater and was not in violation of either the U.S. Environmental Protection Agency's (EPA) NPDES permit for concentrated animal feeding operations or the Idaho Water Quality Standards and Wastewater Treatment Requirements.

In discussing with Mr. Matos the need for an additional well, he indicated it would be used for domestic purposes and as a backup water source in the event his primary well failed. We can appreciate Mr. Matos' reasoning for wanting a second well or backup system. A second well should not, in itself, result in increased generated wastewater. Wastewater output generally increases when additional cows are milked or when water conservation measures are not implemented.

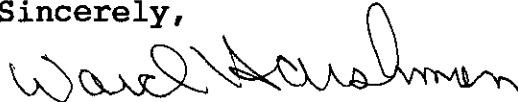
Since Mr. Matos' dairy operation is not in violation of any federal or state regulations, we are not opposed to the issuance of a water permit under the stated conditions.

According to Mr. Jon Maughan with the Farm Credit Service of Twin Falls, Mr. Matos is in the process of purchasing 160 acres of land adjacent to his dairy. We are hopeful this purchase is successful as it would give Mr. Matos some options in managing his wastewater. If the purchase is not successful, we will have to work closely with Mr. Matos to insure he is storing and disposing of his generated wastewater in a manner that will not contribute to surface water or groundwater contamination.

March 1, 1991

Since there are not federal, state, or county regulations that address the number of cows per acre a dairyman may have on his facility or the quantity of wastewater that can be land applied, it is up to the owner to make that determination. In Mr. Matos' instance he is reaching a point where he may not be physically able to add any more cows. The land restrictive conditions this situation creates in both the containment and disposal of generated wastewater concerns this department.

Sincerely,



Ward Harshman
Water Quality Compliance Officer

WH/ta

cc: Don Gibbins
Gordon Hopson
Mike McMasters
Jon Maughan
Agnelo Matos

APR 12 1991



State of Idaho
DEPARTMENT OF HEALTH AND WELFARE
Division of Environmental Quality

CECIL D. ANDRUS
Governor
RICHARD P. DONOVAN
Director

P.O. Box 1626
Twin Falls, ID 83303-1626
(208) 734-9520

February 20, 1991

RECEIVED
FEB 21 1991

Jon Maughan
P. O. Box 288
Twin Falls, ID 83303-0288

Department of Water Resources

Re: Agnelo Matos Dairy in Gooding County

Dear Mr. Maughan:

This letter is in reference to our telephone conversation on February 12, 1991 regarding Mr. Matos' dairy in Gooding County. Specifically, we have concerns with Mr. Matos' ability to adequately manage and properly dispose of his facilities generated wastewater. Our concerns are based on the facility being land restrictive, approximately 32 acres, and the number of cows currently being milked (650).

In the past, this department has visited Mr. Matos' dairy on three separate occasions. On October 3, 1988, Mr. Matos was milking 350 head, on March 20, 1989 he was milking 430 head, and on October 17, 1990 he was milking 500 head. During my last contact with Mr. Matos on October 17, 1990 I reiterated our department's concern over the number of cows he was milking on the 32 acres and the need for additional land to properly contain and dispose of his generated wastewater. It is our understanding he is currently milking 650. There are not federal, state, or county regulations that specify the number of milk cows per acre a dairyman can confine.

This steady increase in Mr. Matos' milking herd has raised two areas of concern.

First, since the dairy is land restrictive (32 acres) he has limited area available for storing generated wastewater. A discharge of wastewater from the facility would be a violation of the U.S. Environmental Protection Agency's (EPA) NPDES permit regulations for concentrated animal feeding operations. EPA has the authority to assess a penalty of 25,000 dollars a day for discharge violations. Three dairy operators in the area have been assessed penalties ranging from 3,000 to 7,000 dollars for violations of their NPDES permits.

Second, with the facility being land restrictive, wastewater will have to be land applied on small concentrated areas. This continued practice could result in potential groundwater contamination.

RECORDED

FEB 21 1991

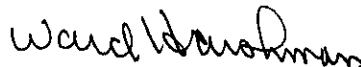
February 20, 1991

We are encouraged to hear Mr. Matos is attempting to purchase 160 acres of land that adjoins his property. This additional land would allow Mr. Matos some options in containing and managing his generated solid and liquid waste. Without this additional acreage it is possible Mr. Matos will have difficulty in properly containing and disposing of his generated wastewater.

A separate issue involves Mr. Matos' request from the Department of Water Resources for a permit to appropriate water (No. 36-08554). This request is for approval to drill a well for domestic, commercial, and stockwater use. It is my understanding after talking with Mr. Matos on October 17, 1990, the new well will be used primarily for domestic purposes and also serve as a backup water source in the event his main well should fail. A second water well should not result in increased generated wastewater. Wastewater output generally increases when additional cows are milked or when water conservation measures are not implemented.

We will contact the Department of Water Resources and indicate our previous concerns associated with the dairy facility being land restrictive and the potential problems associated with this situation. At the present time, it does not appear Mr. Matos is in violation of the Idaho Water Quality Standards and Wastewater Treatment Requirements or EPA's NPDES permit for concentrated animal feeding operations. However, without additional land there is a reasonable possibility Mr. Matos could have problems in the future properly managing and disposing of his facilities generated wastewater.

Sincerely,



Ward Harshman
Water Quality Compliance Officer

WH/ta

cc: Don Gibbins
Gordon Hopson
Mike McMasters
Gary Spackman
Agnelo Matos

APR 12 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 5, 1991

Agnelo J. &/or Helen M. Matos
1659 E. 3200 S.
Wendell, ID 83355

RE: Application for Permit to Appropriate Water No. 36-08554

Dear Mr. and Mrs. Matos:

You recently filed application for permit no. 36-08554 with the Department of Water Resources, seeking approval to drill a well for domestic, commercial and stockwater use. The application states that you are seeking to use the water for a dairy operation. As part of our routine coordination with other agencies, we notified the Idaho Department of Health and Welfare, Division of Environmental Quality (DEQ) about the application. I have enclosed a copy of comment letters received in response to our notice.

It appears that DEQ has some reservations about your proposal. Prior to approving your application, the Department of Water Resources must receive a written sanction by DEQ expressly stating that the project you have proposed will satisfy both Idaho water quality standards and, if necessary, NPDES permit standards.

The Department of Water Resources will hold your application for sixty (60) days following the date of this letter. If we have not received the written approval from DEQ, or a request from you for an extension of time on the basis that you cannot submit the plan to DEQ within that time frame, the Department will remove the application from its records.

Respectfully,

A handwritten signature in cursive script that reads 'Gary Spackman'.

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

Enclosure

cc: Southern Region
Mike McMasters

APR 12 1991

APPLICATION FOR PERMIT REVIEW

Application #: 36-8554 Reviewer: Pam Skaggs 28
Date: 1-8-91

✓ Existing:
✓ No - 26A-P17
✓ Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
✓ Groundwater:
GT. 0.7 cfs - 01G-P03, 01C-P03 (existing well)
LT. 0.7 cfs - N/A
✓ Drilling Permit:
Approved w/permit - P99
✓ Not included - 046-P23 (All GW, even existing wells)
✓ Location:
Water Districts - WD No. _____
Surface water - 005, 005-01H-P01 (LT.7 w/pump)
005-01J-P08 (GT.7)
Groundwater - P05
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
✓ Swan Falls Flag - C (1 or Blank)
✓ Trust - 051-052-053-P74 (Cons.), ~~041~~ (BCMI) IRRY/Don
Non Trust - 048-049
River Basins:
(Surface Water) Water District Control Condition &....
Boise (63) - 11D-P72
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
Use:
Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
Power - (less than 25cfs P18), 01F-P19, 08A(Req.),
17K, 17G-17M(Choose One), 025
Mining - 06A, 006, 09E-P10, 010, 54
Storage - 18A-P09(In W.D.), 18B-P09(Size)
Domestic - 021(restricted areas)
Ownership:
Non land owner - 004
Protested:
Agreement - 020
Minimum Stream Flow:
Overlapping uses - 029-P20
✓ Beneficial Use Due Date: - 01-01-1993
✓ Other Conditions Recommended - 09B Water Quality
APR 12 1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY AA DATE 8/23/90 APPLICATION NUMBER 26-08554

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required) 5-7-90
☒ Fee
☒ Yes ☐ No* In form to receipt ***PROPOSED PRIORITY DATE 5-7-90 1:10pm.

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
 Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☒ See reverse side for additional information

SWAN FALLS HOLD? _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

NOV 15 1990

Department of Water Resources

RECEIVED

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation District
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Division of Environment	_____ Other _____

Project impacts/implications report

COMMENTS



STATE OF IDAHO

DEPARTMENT OF HEALTH
AND WELFARE

DIVISION OF ENVIRONMENTAL QUALITY

Twin Falls Field Office
Post Office Box 1626
Twin Falls, Idaho 83303-1626

October 17, 1990

Gary Funderburg
Sr. Water Resource Agent
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RECEIVED

OCT 18 1990

Department of Health and Welfare
Twin Falls Field Office

Re: Water Appropriation Permit #36-08554 - Agnelo Matos Dairy
Gooding County, Idaho

Dear Mr. Funderburg:

On October 16, 1990 I contacted Mr. Matos at his dairy southwest of Wendell and discussed his proposed water right permit for use of 600,000 gallons of water per day.

Mr. Matos said the second well would be used for a backup system for the dairy and service two residences that were built for his milkers.

Mr. Matos said he is still milking 500 head of cattle on 35 acres.

Mr. Matos' dairy is very land restrictive which limits his options for managing his generated wastewater. It is questionable if Mr. Matos could increase the current size of his milking herd and still provide adequate management of his generated wastewater.

Sincerely,

Ward Harshman

Ward Harshman
Water Quality Compliance Officer

WH/ta

cc: Don Gibbins
Mike McMasters
Shannon Jones

RECEIVED

APR 12 1991



STATE OF IDAHO

DEPARTMENT OF HEALTH
AND WELFARE

DIVISION OF ENVIRONMENTAL QUALITY

Twin Falls Field Office

Post Office Box 1626

Twin Falls, Idaho 83303-1626

September 10, 1990

RECEIVED

SEP 11 1990

Gary Funderburg
Sr. Water Resource Agent
Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Department of Water Resources
Southern Region Office

Re: Water Appropriation Permit #36-08554 - Matos Dairy, Gooding
County, Idaho

Dear Gary,

The proposed water right consists of over 600,000 gallons per day of water. Since the majority of water is for dairy and stockwater, we are requesting that an inspection of the dairy's wastewater facilities and management plan be reviewed and approved by our agency prior to issuing the permit.

Please contact Ward Harshman if any questions arise.

Sincerely,

Michael J. McMasters

Michael J. McMasters
Water Quality Field Supervisor

MJM/ta

cc: Ward Harshman

RECEIVED

APR 12 1991

EQUAL OPPORTUNITY EMPLOYER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

AUGUST 30, 1990

GOODING COUNTY LEADER
BOX 56
GOODING, ID 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 8, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

36-08554

MATOS, AGNELO J.
MATOS, HELEN M.
1659 EAST 3200 SOUTH
WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: NWNE Sec 13 T 08S R 14E

Use: DOMESTIC	(.100 CFS)
COMMERCIAL	(.500 CFS)
STOCKWATER	(.380 CFS)
Total Diversion:	(.500 CFS)

Date Filed: 5/ 7/ 1990

In: T08S R14E S13 NWNE

MIDNIGHT MED

APR 12 1991

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before OCTOBER 8, 1990.

R. Keith Higginson, Director

Published 9/19/1990 & 9/26/1990

RECEIVED
MAY 12 1991

APP 12 1991

30-Aug-1990

AGNELO J &/OR HELEN M MATOS
1659 EAST 3200 SOUTH
WENDELL ID 83355

Re: Application for Permit No. 36-08554

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Gooding County Leader on 9/19 & 9/26/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

30-Aug-1990

Idaho Dept. of Health & Welfare
P.O. Box 1626
Twin Falls, ID 83303-1626

Re: Application(s) for Permit

Gentlemen:

Please find enclosed copy(ies) of an Application(s) for Permit for your information and files.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

Enclosure(s)

1

9/89

Drilling Permit No. 36-90-S-046Water Right Permit 36-08554

Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

1. Applicant (Please Print) Mates Dairy
2. Mailing Address 1659 E 3200 S
Wendell, ID 83355 Telephone 536-2910
- (☒) Well Owner () Well Operator () Other, specify _____
3. Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 13, Twp. 8S, Rge. 14E, County Gooding,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
() Single family or stockwater use (less than 13,000 gallons per day)
() Irrigation (more than 1/2 acre)
() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
(☒) Other (describe fully) Commercial - Dairy, stockwater & 3
homes for hired help.
5. Well construction information:
A. (☒) New well () Deepen () Replace - See Condition 9.
B. Proposed surface diameter 8" Maximum depth 130'
C. Anticipated bottom hole temperature: **UNRECORDED**
(☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well) **APR 12 1991**
() 212°F or more (Geothermal well)
6. Construction Start Date about 5-17-90
7. Anticipated Well Driller Esten Drilling & Pump Service - Wendell, ID
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Agnes Mates Date 5-1-90
Title Owner
(Owner, Firm Representative, Other)

and
copy →
to: K5

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Antonio Date 5/7/90

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Larry O'Halloran
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. 5012263 Receipted by JO Fee \$100. Date 5-7-90

RECORDED
APR 12 1991

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling permit No. 36-90-S-046

Water right No. 36-08554

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Agnebo Motos, Applicant, requests issuance of a drilling permit prior to approval of a water right to withdraw water from the well.

The request is made for the following reason(s):

Additional stockwater is needed, and a driller is now available.

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Date 5-2-90

Signature

Applicant

Agnebo Motos
1990