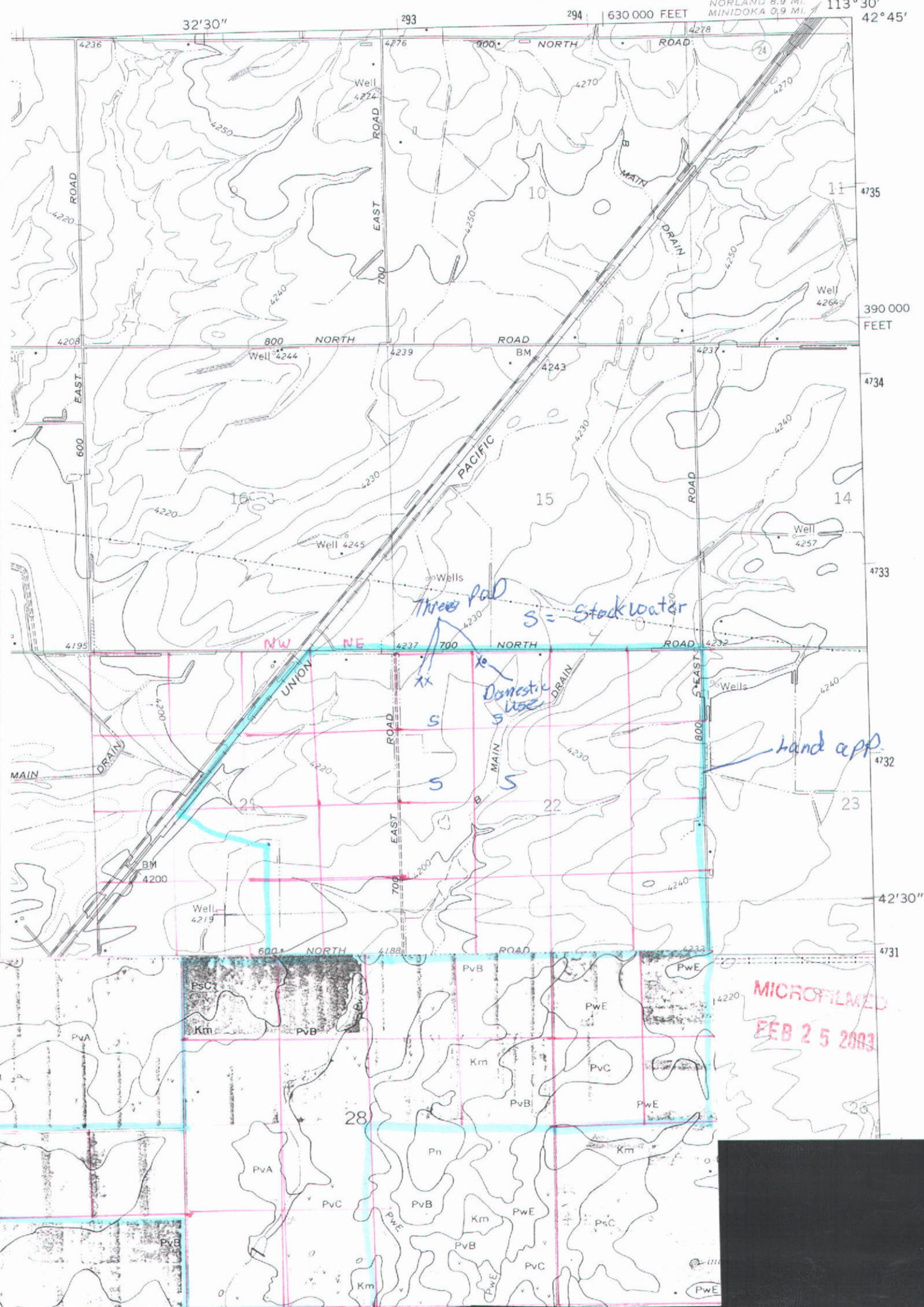
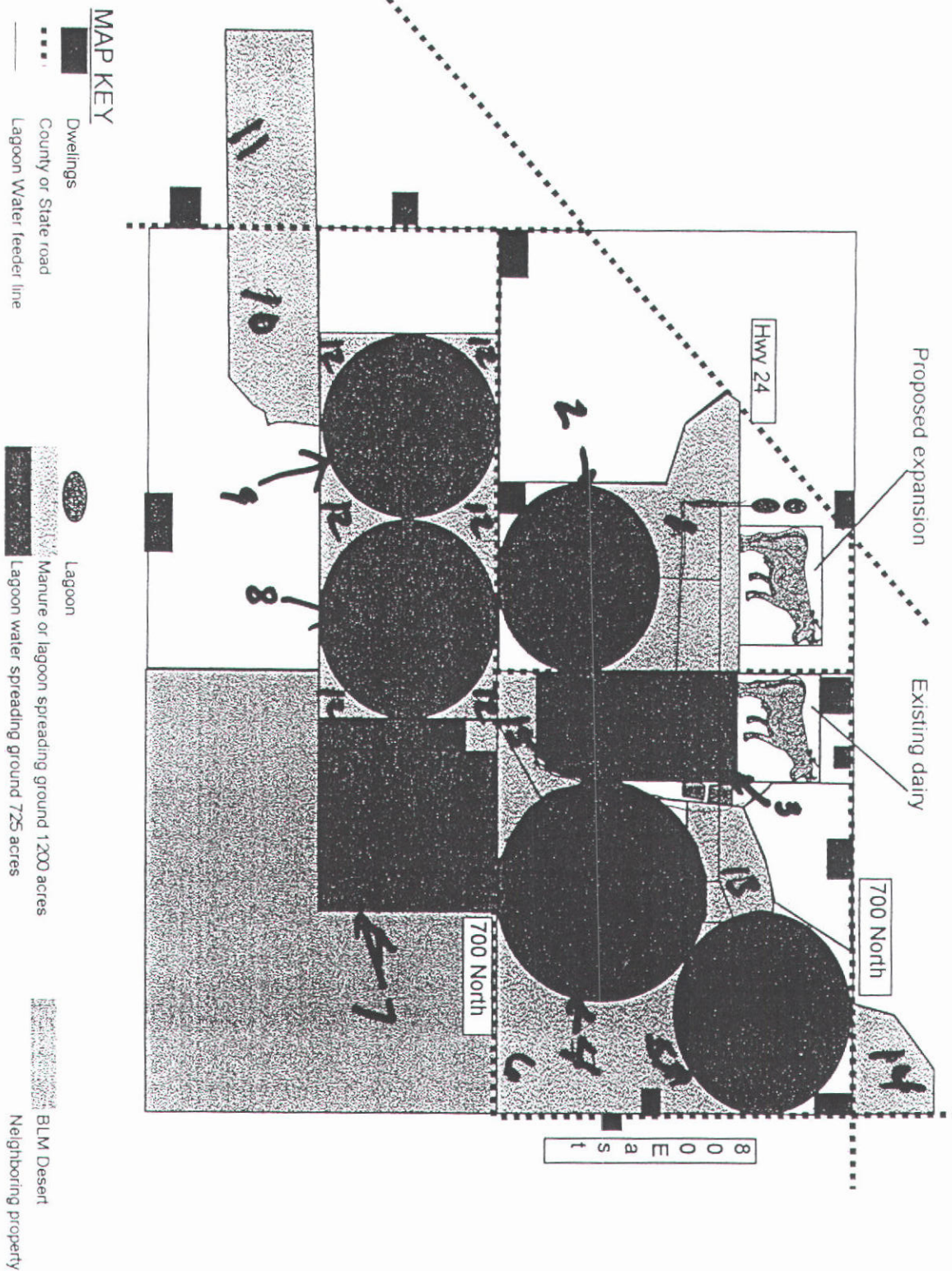
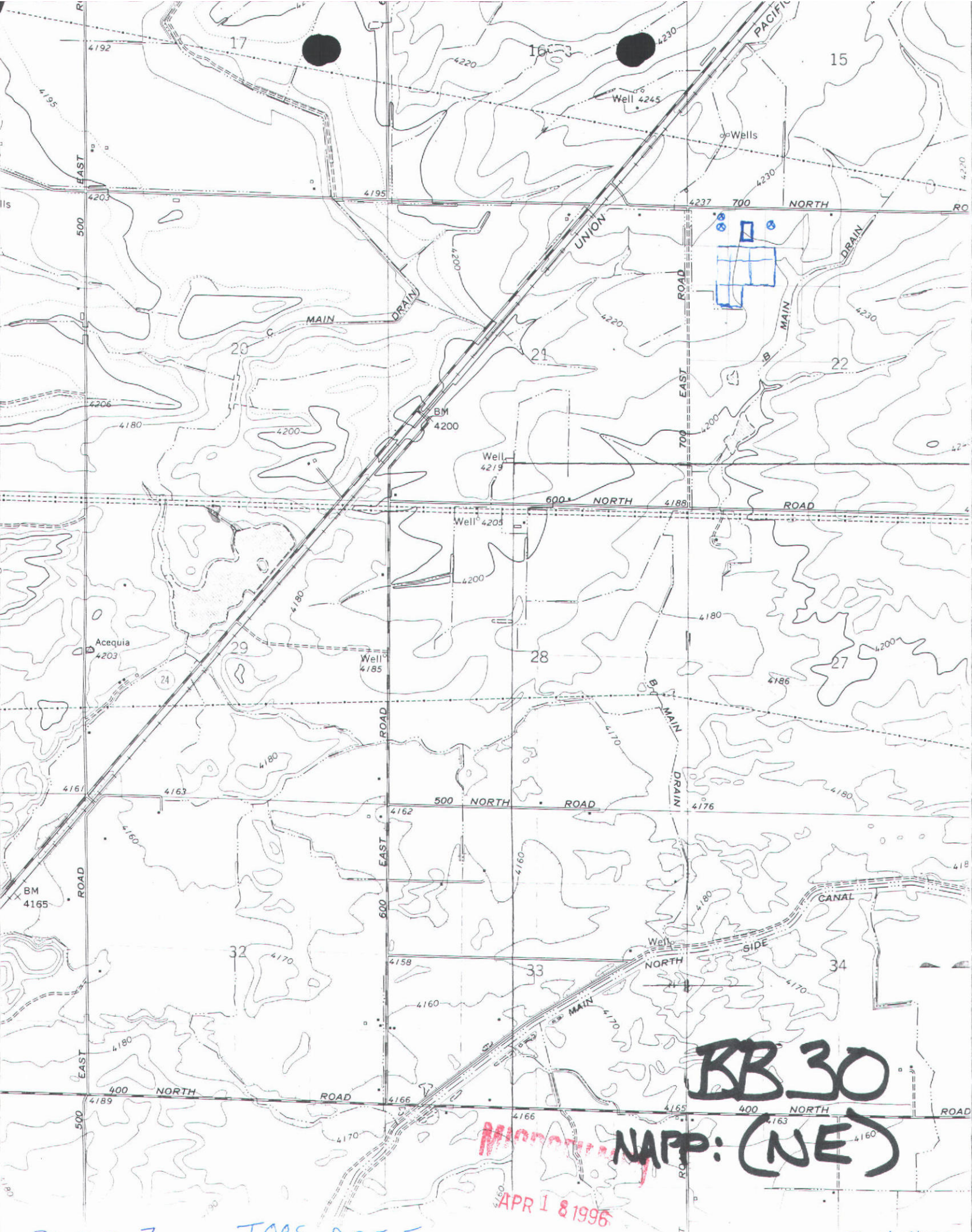


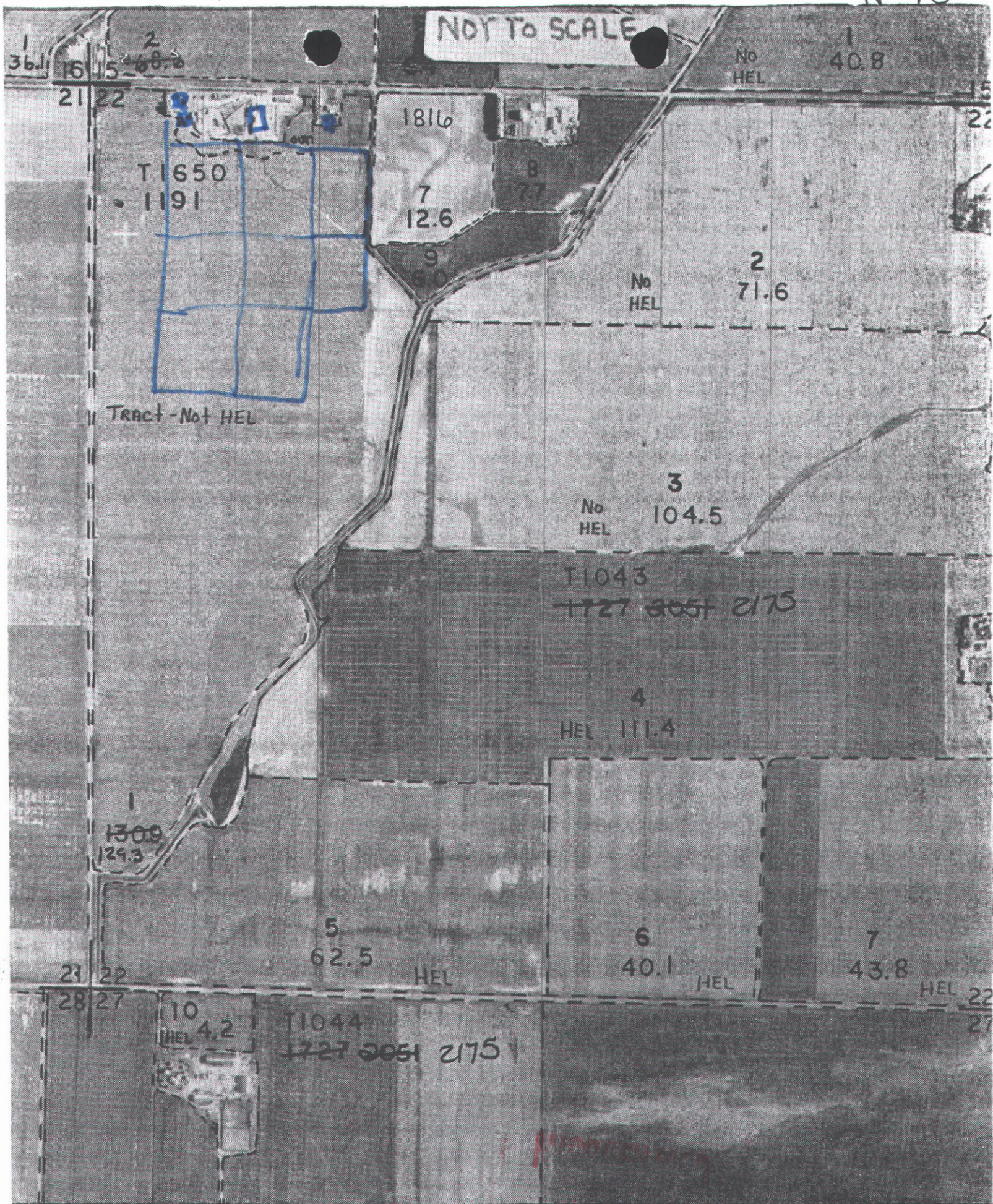


Whiteside Dairy Expansion



MICROFILMED
FEB 25 2003





RECEIVED

DEC 18 2002

Department of Water Resources
 Transfer No. 70111
 Receipt No. 5025197

**STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 1**

RECEIVED

SEP 04 2002

Department of Water Resources
 Southern Region

1. Applicant Information MOUNTAIN VIEW LAND LP
 700 N 719 E
 RUPERT ID 83350
 (208)531- 5104

Will this transfer result in an ownership change? _____ Yes _____ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acres	Total	Source
36-7460L	WR/Decreed	0.55	122.3			GROUND WATER
36-13611	WR/Decreed	0.24	122.3			GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-7460L	NO	NO	YES	YES	NO	NO
36-13611	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Adding a Point of diversion. Adding place of use for commercial and stockwater uses to accurately describe existing operation.

4. FOR CHANGES IN NATURE OF USE ONLY**A. Describe the expected quantity of the return flows and location of discharge after the proposed change**

NA

B. Describe the effects on other water uses resulting from the proposed change

NA

5. Total Amounts Transferred

	Rate	Acres	Total	Volume
36-7460L	0.55 cfs			122.3 af
36-13611	0.24 cfs			
TOTAL	0.55 cfs			122.3 af

MICROFILMED

FEB 25 2003

Transfer No. 70111

Receipt No. _____

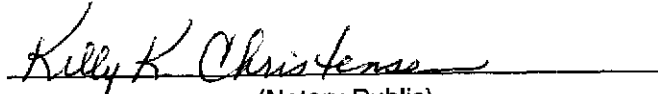
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

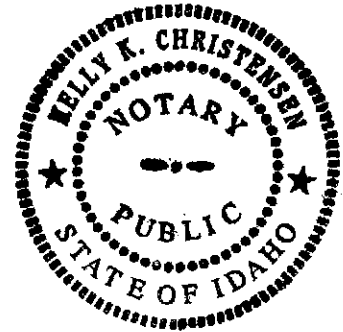

(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 3rd day of Sept, 2002.


(Notary Public)

My commission expires 3-11-04



MICROFILMED
FEB 25 2003

Transfer No. 70111

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 36-7460L

Priority Date: 03/25/1974

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	1/01 12/31	0.17 CFS	36.8 AFA	
STOCKWATER	1/01 12/31	0.38 CFS	85.5 AFA	
Total Diversion		0.55 CFS	122.3 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	25E	22	NENW		MINIDOKA
GROUND WATER	08S	25E	22	NWNW		MINIDOKA

PLACE OF USE: COMMERCIAL

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
08S	25E	22						X											

PLACE OF USE: STOCKWATER

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
08S	25E	22					X	X	X										

Conditions/Remarks:

MICHOHLAND

FEB 25 2003

Page 4

1. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
 The right holder shall not use water under this approval for a dairy operation larger than 1,880 milking cows, 240 dry cows and 1,320 head of replacement calves and heifers.
 The total instantaneous diversion of water from all points of diversion under Transfer No. 4761 shall not exceed 0.55 cfs for Right No. 36-07460L, nor total combined annual volume of 122.3 af when combined with Right Nos. 36-13610 and 36-13611.
 Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion associated with the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device and additionally an airline shall be provided in the new well to monitor water levels.
 The remainder of Right No. 36-07460H is identified as 36-07460K and is limited to a diversion rate of 10.94 cfs, an annual diversion volume of 2,460 af, and irrigation of 615.0 acres each year.
 The acres which are no longer authorized for irrigation under Right No. 36-07460K are specifically described as follows: 31.0 acres located in SESE, S28M T07S, R14E.
 Two points of diversion are located within NWNW, S22, T08S, R25E.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Adding POU for land application of waste water. Also adding POU for stockwater use.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

MICROFILMED

FEB 25 2003

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 36-13611

Priority Date: 08/01/1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01 12/31	0.04 CFS		
STOCKWATER	1/01 12/31	0.20 CFS		
Total Diversion		0.24 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	25E	22	NENWNW		MINIDOKA

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	25E	22					X												

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	25E	22					X												

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP08S25E2200A2 STOCKWATER, 350 DAIRY COWS

MICROFILMED

FEB 25 2003

Page 6

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Adding POU for stockwater.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

MICRON LABEL

FEB 25 2001

Transfer No. 70111

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 36-7460L

Priority Date: 03/25/1974

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	01/01 12/31	0.17 CFS	36.8 AFA	
STOCKWATER	01/01 12/31	0.38 CFS	85.5 AFA	
Total Diversion		0.55 CFS	122.3 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	25E	22	NENW		MINIDOKA
GROUND WATER	08S	25E	22	NWNW		MINIDOKA
GROUND WATER	08S	25E	22	NWNW		MINIDOKA

Describe the proposed diversion system

Point of Diversion # 1 7.5 HP pump, pipes to barn and troughs

MICROFILMED

FEB 25 2003

Page 8

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 25E 21	X	X	X	X				X					X	X	X	X	
08S 25E 22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
08S 25E 27					X	X	X	X									
08S 25E 28	X	X	X	X	X	X	X	X	X	X	X	X					
08S 25E 29													X	X			

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 25E 22					X	X	X	X									

MICHAEL

FEB 25 2003

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 36-13611

Priority Date: 08/01/1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01 12/31	0.04 CFS		
STOCKWATER	1/01 12/31	0.20 CFS		
Total Diversion		0.24 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	08S	25E	22	NENW		MINIDOKA
GROUND WATER	08S	25E	22	NWNW		MINIDOKA
GROUND WATER	08S	25E	22	NWNW		MINIDOKA

Describe the proposed diversion system

Point of Diversion # 1 7.5 HP pump, pipes to barn and troughs

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 25E 22					X												

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 25E 22					X	X	X	X									

MICHAEL J. FEE

FEB 25 2003

T08S, R25E

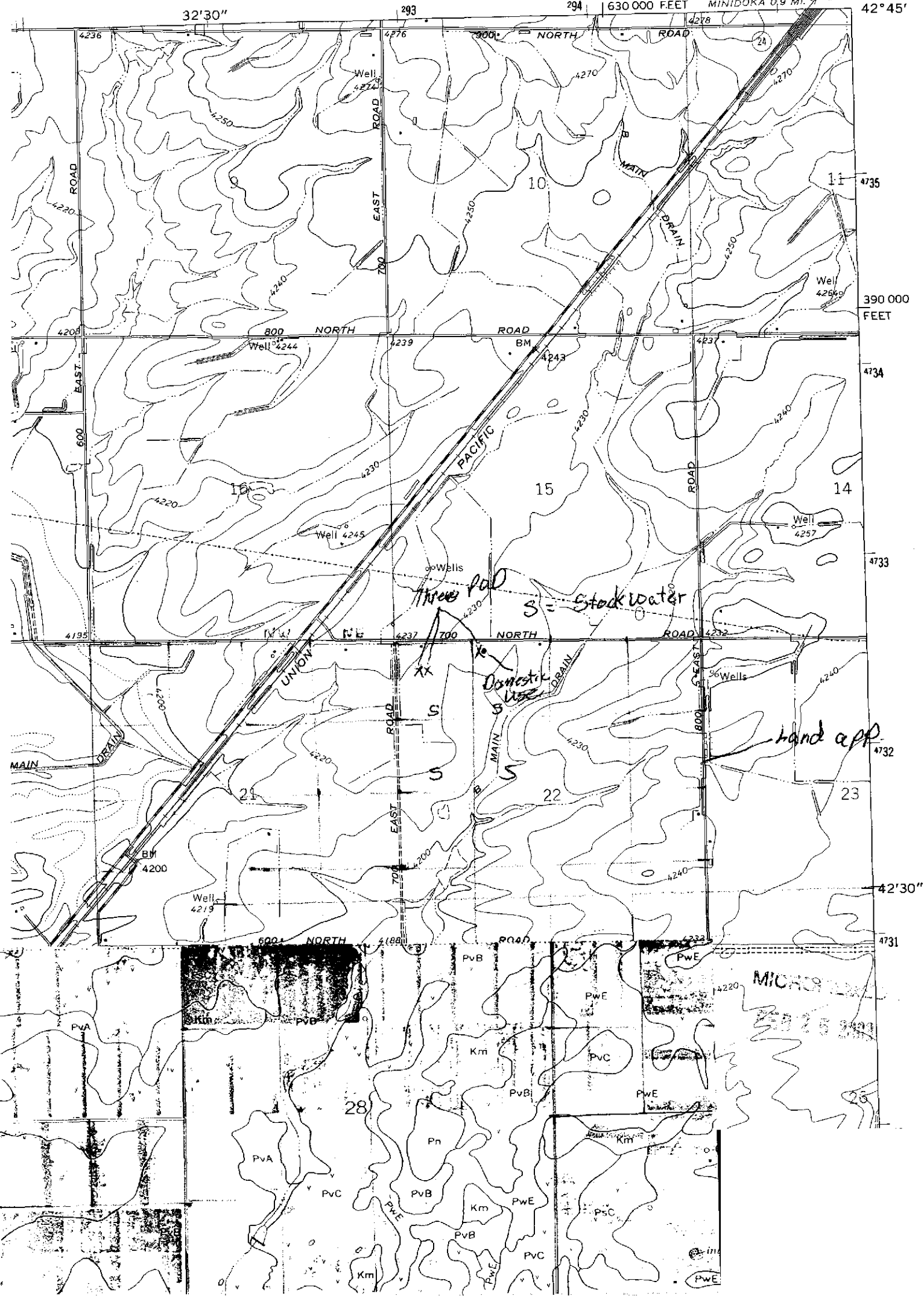
ACEQUIA QUADRANGLE
IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

NORLAND 8.9 MI.
MINIDOKA 0.9 MI.

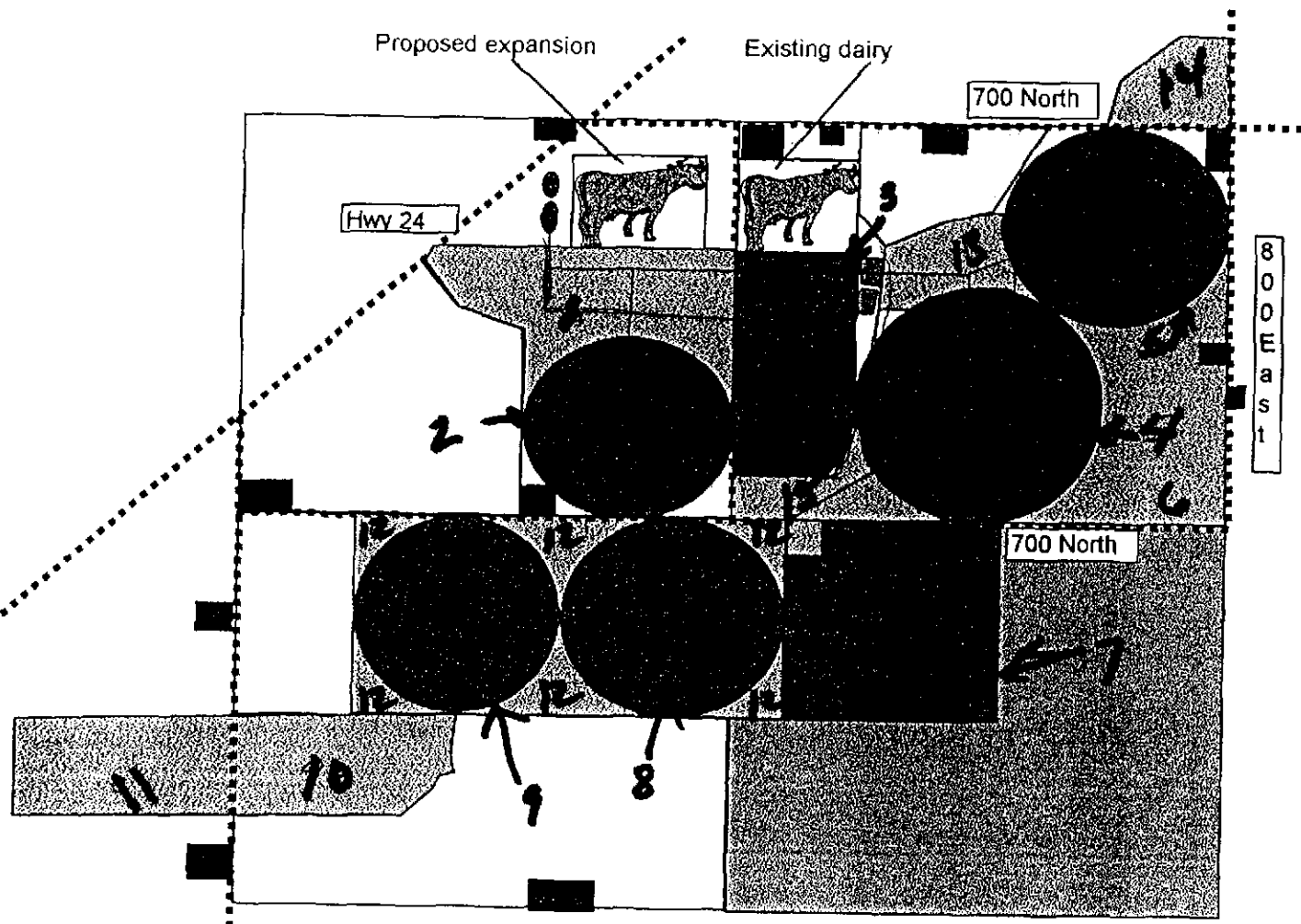
113°30'

42°45'



T70111

Whiteside Dairy Expansion



MAP KEY

- Dwelings
- County or State road
- Lagoon Water feeder line
- Lagoon
- Manure or lagoon spreading ground 1200 acres
- Lagoon water spreading ground 725 acres
- BLM Desert
- Neighboring property

MICROFILMED
SEP 24 1983

August 30, 2002

Grant 4-D Farms
Duane Grant, Owner/Manger
600 N 707 E
Rupert, ID 83350

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

To Whom It May Concern:

This letter serves as notification of approval by Grant 4-D Farms for the Place of Use for Groundwater, which is identified as Stockwater and Commercial water used at the dairy facilities referred to as Whitesides Dairy – East. Place of Use shall be in the Township 08S Range 25E Sections 21, 22, 27, 28, 29- please see attachments.

When the original water rights were transferred to Whitesides Dairy-West, it was understood that the Place of Use would include Whitesides Dairy-East. The nutrient management plan for Whitesides Dairy takes both dairies into consideration and there is adequate land for all waste water from each facility.

The Points of Diversion and the Place of Use are identified on the attached maps. Both land owners (Mountain View Land and Grant 4-D Farms) have agreed on the necessary land applications of wastewater for both of the dairies. The maps identify where the water will be used and where the wastewater will be applied.

If you have any questions please feel free to contact Duane Grant at (208) 531-5149. Thank you for your help in this matter.

Sincerely,



Duane Grant, Owner/Manager
Grant 4-D Farms

MICHAEL

SEP 25 2002

August 30, 2002

Mountain View Land, L.P.
Steve Whitesides, Partner/Manager
700 N 719 E
Rupert, ID 83350

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

To Whom It May Concern:

This letter serves as notification of approval by Mountain View Land for the Place of Use for Groundwater, which is identified as Stockwater and Commercial water used at the dairy facilities referred to as Whitesides Dairy – East. Place of Use shall be in the Township 08S Range 25E Sections 21, 22, 27, 28, 29- please see attachments.

When the original water rights were transferred to Whitesides Dairy-West, it was understood that the Place of Use would include Whitesides Dairy-East. The nutrient management plan for Whitesides Dairy takes both dairies into consideration and there is adequate land for all waste water from each facility.

The Points of Diversion and the Place of Use are identified on the attached maps. Both land owners (Mountain View Land and Grant 4-D Farms) have agreed on the necessary land applications of wastewater for both of the dairies. The maps identify where the water will be used and where the wastewater will be applied.

If you have any questions please feel free to contact Steve Whitesides at (208) 531-5104. Thank you for your help in this matter.

Sincerely,



Steve Whitesides, Partner/Manager
Mountain View Land, L.P.

MICROSOFT

SEP 25 2002



NORTHWEST

FARM CREDIT SERVICES

1305 Albion Avenue
P.O. Box 1168
Burley, Idaho 83318
(208) 678-6650 / Fax (208) 678-6653

T70111

August 30, 2002

Idaho Department of Water Resources
Attn: John Freetag
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RE: Mountain View Land, LLC.

Dear Mr. Freetag:

Steve Whitesides, acting in behalf of Mountain View Land, LLC, has notified Farm Credit Services regarding their intent to drill a new replacement well to be located in the NW¹/₄ of section 22 of Township 8 South, Range 25 East of the Boise Meridian. The purpose of the well is to better supply their existing dairies with adequate water supply. Farm Credit Services, who holds the underlying land under Mortgage does not object and gives full consent to this replacement well. It is our understanding that all conditions issued by your department will be met prior to the drilling of this well.

Should there be any questions or concerns regarding their request, please contact me.

Sincerely,

Robert E. Blakeslee
Branch Manager
Farm Credit Services, Burley

MICHELLE L. LARSEN
AUG 28 2002

MINIDOKA COUNTY ASSESSOR
MAX VAUGHN
PO BOX 368
RUPERT, ID 83350

2002

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

TRACT A LESS TAX 265 & 988
21&22-8-25 MH000481 TORRES
MH000002 LOPEZ LOCATED HERE
MH000583 WHITESIDES HERE
MH000656 NAVARETTE LOCATED HERE
MH000502 WHITESIDES HERE

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 436-7181

PARCEL ADDRESS:

709 E 700 N

MOUNTAIN VIEW LAND LTD
PARTNERSHIP
% WHITESIDES MARJORIE J LIFE
719 E 700 N
RUPERT ID 83350

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 19, 2002

Tax Code Area: 8-00

Parcel Number: RP 08S25E2200A3 A

CIRCUIT BREAKER IS NOT INCLUDED.

ASSESSED VALUE OF YOUR PROPERTY

CURRENT DESCRIPTION	LOTS/ACRES		LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTO AG	205.483	AC	146,407	146,407
10 RURAL HOMESITE	3.000	AC	33,000	33,000
18 OTHER LAND	63.870	AC	46,465	46,465
19 PUBLIC ROW	8.020	AC		
31 RURAL RES BLDG			43,534	43,534
40 OTH RUR BLDG			414,802	414,802
SUBTOTAL:		280.373	684,208	684,208
LESS HOMEOWNERS EXEMPTION:			21,767	21,767
NET TAXABLE PROPERTY VALUE:			662,441	662,441

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	2,335.42	2,335.42	208-436-9511	08/28/2002
INDIGENT - CO	105.80	105.80		NO RESPONSE
SCHOOL	3,294.52	3,294.52	208-436-4727	06/17/2002
HIGHWAY	711.18	711.18	208-436-6112	08/23/2002
CENETERY 1	176.26	176.26	208-436-9911	08/28/2002
COUNTY FIRE	526.82	526.82	208-678-1276	08/15/2002
HOSPITAL	187.86	187.86	208-436-0481	NO RESPONSE
SUBTOTAL:		7,337.86		
FEES:		65.00		
TOTAL PROPERTY TAXES & FEES:		7,402.86		

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

MINIDOKA COUNTY ASSESSOR
MAX VAUGHN
PO BOX 368
RUPERT, ID 83350

2002

ASSESSMENT NOTICE

& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

TAX 988 IN TRACT A LESS TAX
TAX 265 21&22-8-25
BARE GROUND

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 436-7181

PARCEL ADDRESS:

700 N 710 E

WHITESIDES STEVEN R & ABBY L
& WHITESIDES BRENT & MARILYN
719 E 700 N
RUPERT ID 83350

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 19, 2002

Tax Code Area: 8-00

Parcel Number: RP 08S25E2200A4 A

CIRCUIT BREAKER IS NOT INCLUDED.

ASSESSED VALUE OF YOUR PROPERTY

CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
18 OTHER LAND	10.481 AC	7,861	7,861
19 PUBLIC ROW	.485 AC		
40 OTH RUR BLDG		144,305	144,305
SUBTOTAL:		152,166	152,166
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		152,166	152,166

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	536.46	536.46	208-436-9511	08/28/2002
INDIGENT - CO	24.30	24.30		NO RESPONSE
SCHOOL	756.76	756.76	208-436-4727	06/17/2002
HIGHWAY	163.36	163.36	208-436-6112	08/23/2002
CEMETERY 1	40.48	40.48	208-436-9911	08/28/2002
COUNTY FIRE	121.00	121.00	208-678-1276	08/15/2002
HOSPITAL	43.14	43.14	208-436-0481	NO RESPONSE
MICRON VALLEY FEB 25 2003				
SUBTOTAL:	1,685.50	1,685.50		
FEES:				
TOTAL PROPERTY TAXES & FEES:	1,685.50	1,685.50		

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

2002

**THIS IS NOT A BILL.
DO NOT PAY.**

ASSESSMENT NOTICE

& ESTIMATE OF TAX

PARCEL DESCRIPTION:

PERSONAL PROPERTY
EST VALUE ON DAIRY EQUIP 2002

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 436-7181

PARCEL ADDRESS:

MOUNTAIN VIEW MACHINERY LLC
ATTN: WHITESIDE DAIRY
719 E 700 N
RUPERT ID 83350

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 19, 2002

Tax Code Area: 8-00

Parcel Number: PP F000240

A

CIRCUIT BREAKER IS NOT INCLUDED.

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
68 MISC EQUIP		600,000	606,000
SUBTOTAL:		600,000	606,000
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		600,000	606,000

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	2,115.28	2,136.44	208-436-9511	08/28/2002
INDIGENT - CO	95.84	96.78		NO RESPONSE
SCHOOL	2,983.98	3,013.82	208-436-4727	06/17/2002
HIGHWAY	644.14	650.58	208-436-6112	08/23/2002
CEMETERY 1	159.64	161.24	208-436-9911	08/28/2002
COUNTY FIRE	477.16	481.92	208-678-1276	08/15/2002
HOSPITAL	170.14	171.84	208-436-0481	NO RESPONSE
SUBTOTAL:	6,646.18	6,712.62		
FEE:				
TOTAL PROPERTY TAXES & FEES:	6,646.18	6,712.62		

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

PF0000240 A
TAX CODE 8-00 SORT CODE

MOUNTAIN VIEW MACHINERY LLC

ATTN: WHITESIDE DAIRY

719 E 700 N

RUPERT ID 83350

2001 PERSONAL PROPERTY
INVENTORY

PPB075 - ZIP CODE LIST
REVIEW YR 2001

PERSONAL PROPERTY
EST VALUE ON DAIRY EQUIP 2002

DATE OF LISTING: 5/13/2002

PROPERTY ADDRESS

EC#	QTY	ITEM	SERIAL NO	YEAR	PRICE	SCH FACT	CAT#	ADJUST- MENT	EXTENDED
ASSET #		MAKE/MODEL	OWNER ID	FUEL MFG PUR		FUNC			

1	EST VALUE FOR 2001	DAIRY EQUIPMENT	2001	2001	600,000	010	94	68	564,000
---	--------------------	-----------------	------	------	---------	-----	----	----	---------

2	EST VALUE INCREASE	EST BY K KELLEY	0000	2002	6,000	999		68	6,000
---	--------------------	-----------------	------	------	-------	-----	--	----	-------

CATEGORY TOTALS

ROLL FACTOR	CATEGORY	TOTAL COST	TOTAL ADJUSTMENTS	TOTAL EXEMPTIONS	TOTAL DEPR VALUE
1	68	606,000			570,000

PARCEL TOTALS

TOTAL COST	TOTAL ADJUSTMENTS	TOTAL EXEMPTIONS	TOTAL DEPR VALUE
606,000			570,000

5/13/2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4761
WATER RIGHT NO. 36-07460L

This is to certify that: **STEVE WHITESIDES**
BRENT WHITESIDES
700 N 719 E
RUPERT ID 83350

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.38 CFS	85.5 AF
COMMERCIAL	01/01 to 12/31	0.17 CFS	36.8 AF
	Totals	* 0.55 CFS	* 122.3 AF

SOURCE

GROUNDWATER

Priority: 03/25/1974

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 22, Township 08S, Range 25E
NWNW , Sec. 22, Township 08S, Range 25E
MINIDOKA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 25E 22

NENW

NWNW

SWNW

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 25E 22

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

APR 18 1996

TRANSFER NO. 4761
WATER RIGHT NO. 36-07460L

CONDITIONS OF APPROVAL AND REMARKS

3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
6. The right holder shall not use water under this approval for a dairy operation larger than 1,880 milking cows, 240 dry cows and 1,320 head of replacement calves and heifers.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4761 shall not exceed 0.55 cfs for Right No. 36-07460L, nor total combined annual volume of 122.3 af when combined with Right Nos. 36-13610 and 36-13611.
8. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion associated with the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device and additionally an airline shall be provided in the new well to monitor water levels.
9. The remainder of Right No. 36-07460H is identified as 36-07460K and is limited to a diversion rate of 10.94 cfs, an annual diversion volume of 2,460 af, and irrigation of 615.0 acres each year.
10. The acres which are no longer authorized for irrigation under Right No. 36-07460K are specifically described as follows:
31.0 acres located in SESE, S28M T07S, R14E.
11. Two points of diversion are located within NWNW, S22, T08S, R25E.

Dated this 11th day of

April, 19

96

J. New Sauter

Chief, Water Alloc. Bureau

APR 18 1996

Page 1 of 7STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4761APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1RECEIVED
MAR 20 1996Name of applicant Steve & Brent Whitesides Phone 537-5704
Post Office address P.O. Box 700 N 719 E, Rupert, ID 83350

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☒ Other Split right
2. Describe the reason for the proposed changes Convert a portion of the right from irrigation to dairy use

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------------------|------------------|--------------------|-------------------|----------------------------|
| <u>36-07460^L</u> | <u>3-25-1974</u> | <u>0.38 cfs</u> | <u>Stockwater</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>85.5 AFA</u> | | |
| | | <u>0.17 cfs</u> | <u>Commercial</u> | <u>"</u> to <u>"</u> |
| | | <u>36.8 AFA</u> | | |
2. Total amount of water being transferred 122.3 cubic feet per second and/or 122.3 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NW	NW	22	85	25E	Minidoka	2 wells
	NW	NE	NW	"	"	"	"	1 well

5. Lands irrigated or place of use:

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	
85	25E	22					S	C	S	S									

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 3 connected wells & pumps, pipelines to stock tanks & 2 dairy barns. Storage tank.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ✓ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land will no longer be irrigated.

d. Remarks:

Claim 36-13610 & 13611 cover the existing barn & 700 dairy cows under 2 separate water systems. Systems will be combined, & third well will be drilled, and a second barn will be built. This transfer is for the entire herd & both barns.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

APR 1996

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. K36-07460H

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	11.49 CFS	2584.0 AF

SOURCE

GROUNDWATER

Priority: 03/25/1974

LOCATION OF POINT(S) OF DIVERSION:

SWNWSE , Sec. 21, Township 07S, Range 14E
 SWNWNE , Sec. 28, Township 07S, Range 14E
 NWSWSE , Sec. 28, Township 07S, Range 14E
 GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Portion of WR owned by Branchflower per stipulation agreement.	07S	14E	20	SESE 33		33
		21	SWSW 33	NESE 33	NWSE 33	
			SWSE 33	SESE 33		165
		28	SWNE 17	SENE 39	NWNW 33	
			SWNW 35	SENE 13	NESW 35	
			NWSW 38	SWSW 26	SESW 26	
			NESE 40	NWSE 35 28	SWSE 39 30	
			SESE 39			415
		29	NENE 33			33
						646

Total number of acres irrigated: 646

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
1/25/96, DJ: THIS CLAIM CREATED PURSUANT T#4051 AND MODIFIED PURSUANT TO STIPULATION FILED IN SRBA SUBCASE SETTLEMENT AND BY NOTICE FROM CLAIMANT THAT DIVERSION RATE UNDER THIS CLAIM IS PROPORTIONAL SHARE OF THE ROOT RIGHT 36-07460C, 11.49 CFS (NOT 9.06 CFS AS ON WATER RIGHT DATABASE). — WR Database updated to reflect AS 04-01-96 C28
- *****

Microfilm
 APR 18 1996

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**Water Right No. **K36-07460H****STAGE: LICENSE**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	11.49 CFS	2584.0 AF

SOURCE

GROUNDWATER

Priority: 03/25/1974

LOCATION OF POINT(S) OF DIVERSION:

SWNWSE , Sec. 21, Township 07S, Range 14E
 SWNWNE , Sec. 28, Township 07S, Range 14E
 NWSWSE , Sec. 28, Township 07S, Range 14E
 GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	14E	20	SESE 33			33
		21	SWSW 33	NESE 33	NWSE 33	
			SWSE 33	SESE 33		165
		28	SWNE 17	SENE 39	NWNW 33	
			SWNW 35	SENE 13	NESW 35	
			NWSW 38	SWSW 26	SESW 26	
			NESE 40	NWSE 35	SWSE 39	
			SESE 39			415
		29	NENE 33			33

Total number of acres irrigated: 646

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 1/25/96, DJ: THIS CLAIM CREATED PURSUANT T#4051 AND MODIFIED PURSUANT TO STIPULATION FILED IN SRBA SUBCASE SETTLEMENT AND BY NOTICE FROM CLAIMANT THAT DIVERSION RATE UNDER THIS CLAIM IS PROPORTIONAL SHARE OF THE ROOT RIGHT 36-07460C, 11.49 CFS (~~NOT 9.06 CFS AS ON WATER RIGHT DATABASE~~) -- WR Database updated to reflect AJ 04-01-96 C23
- *****

Microfilm

APR 18 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. X36-07460H on file with the Idaho Department of Water Resources.
- d. Transfer No. #4051 + stipulation which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Stipulation & Deed of Sale

3. Source of water Groundwater tributary to _____

4. Date or priority 3/25/1974

5. Water is used for the following purpose:

amount 11.49 for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 11.49 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	SE	21	7S	14E	Gooding	
	SW	NW	NE	28	7S	14E	Gooding	
	NW	SW	SE	28	7S	14E	Gooding	

8. Lands irrigated or place of use:

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	
7S	14E	20																33	33
		21											33		33	33	33	33	165
		28				17	39		33	35	13	35	38	26	26	40	35	39	415
		29	33																33

APR 18 1996

Total acres 646

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe See stipulation & statements in SRBA record file**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.55 for IRR purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same as 2.A.7

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	
<u>7S</u>	<u>14E</u>	<u>28</u>																<u>31</u>	<u>31</u>

Total acres 31**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)

1. amount 10.94 for IRR purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

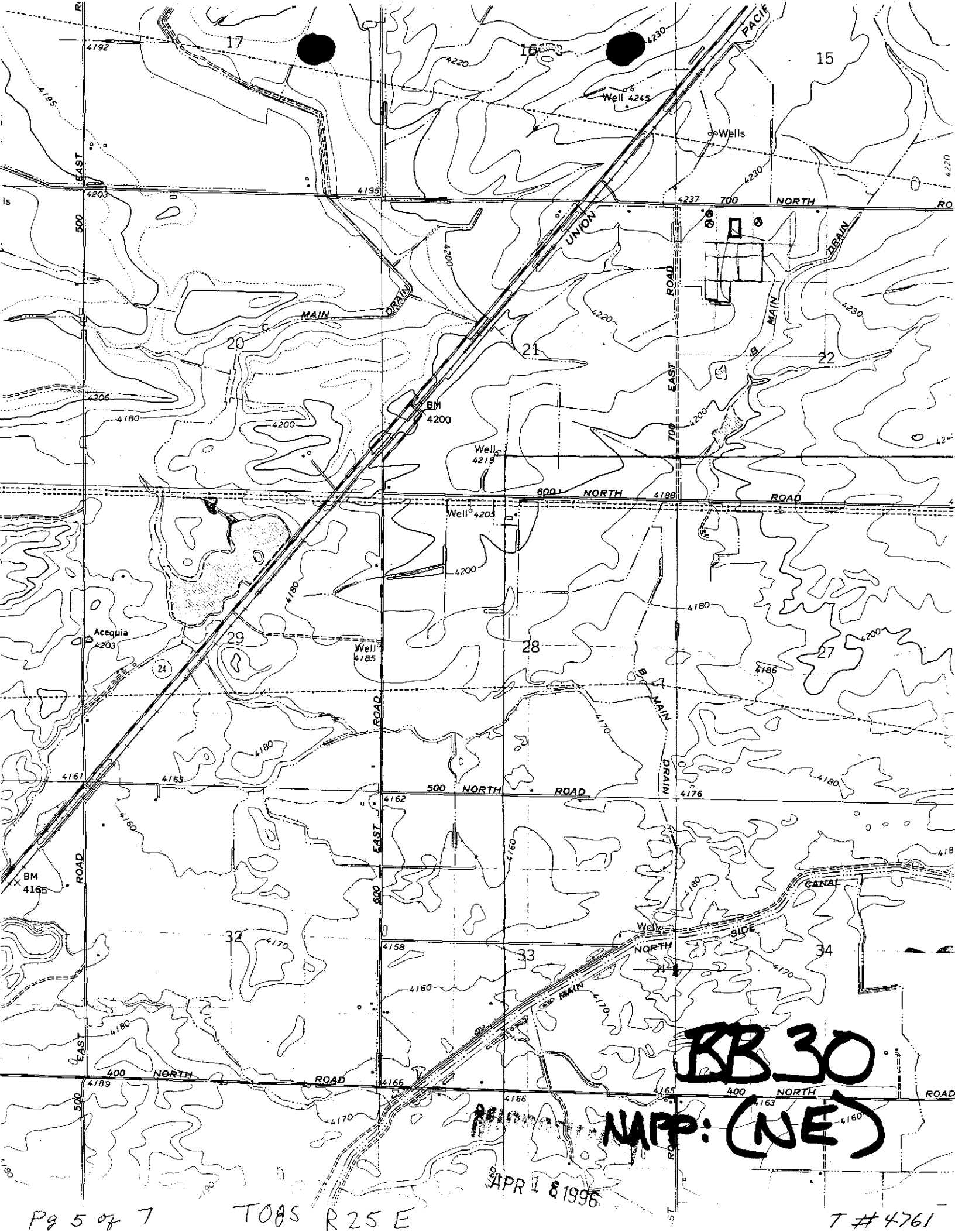
2. Point(s) of Diversion: Same as 2.A.7

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

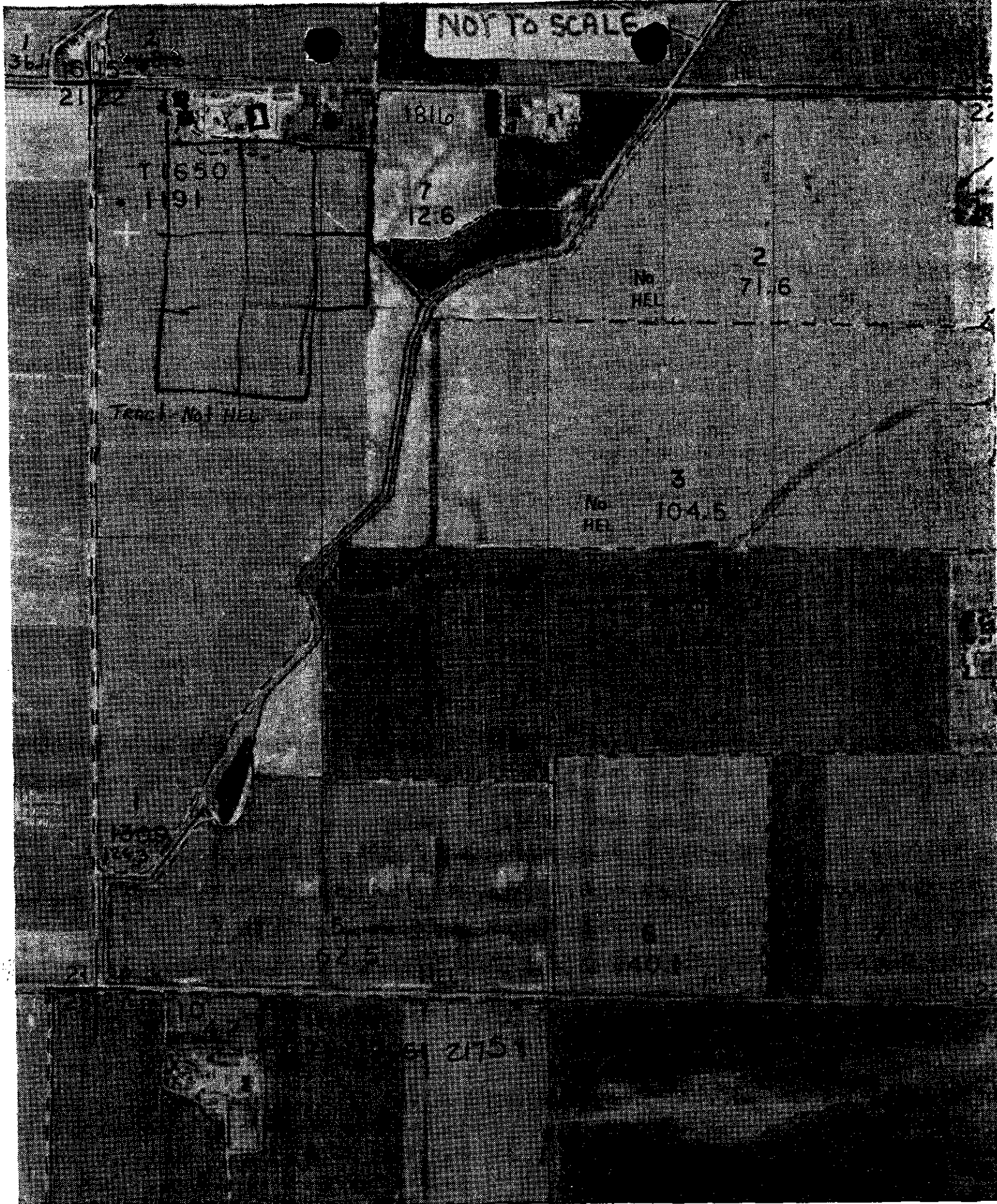
3. Lands irrigated or place of use:

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	
<u>7S</u>	<u>14E</u>	<u>20</u>																<u>33</u>	<u>33</u>
		<u>21</u>											<u>33</u>		<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>165</u>
		<u>28</u>			<u>17</u>	<u>39</u>		<u>33</u>	<u>35</u>	<u>13</u>	<u>35</u>	<u>38</u>	<u>26</u>	<u>26</u>	<u>40</u>	<u>35</u>	<u>39</u>	<u>8</u>	<u>384</u>
		<u>29</u>	<u>33</u>																<u>33</u>

Total acres 615



BB 30
NAPP: (NE)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

RECORDED

APR 18 1996

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 22nd day of December, 19 95.

(Signature of Applicant)

J. P. Stanton
(Notary Public)

My commission expires 10-25-2000**FOR DEPARTMENT USE ONLY**

Transfer contains 7 pages and 3 attachments

Received by J. P. Stanton Date 12-22-95 Protest filed by None

Prelim. check by JP Fee \$100, 5018738

Receipted by JP Date 12-22-95

Published in So. Cal. Press Copies of protest forwarded by _____

Pub. dates 7/5 + 2/12/96 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. by Am

Copy of transfer sent to lien holder _____

RECEIVED

APR 18 1996

DEC 22 1995

Department of Water Resources
Southern Region

RECEIVED

MAR 20 1996

Department of Water Resources
Southern Region

DEED OF SALE

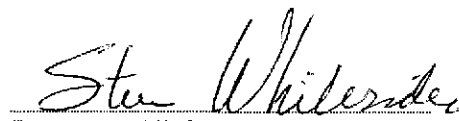
I, Mike Branchflower, am the owner of a portion of Snake River Basin Adjudication Claim 36-07460C. For value received, I do hereby sell and convey unto Steven Whitesides and Brent Whitesides the following described portion of this claim:

0.55 cfs appurtenant to 31 acres
(31 ac. in SE/SE)
in Sec. 28 T. 7S R. 14E.

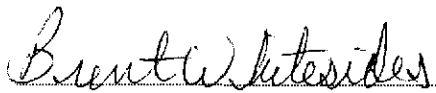
Said water will be transferred to a dairy of Minidoka County. This sale is contingent upon approval of this transfer by the Idaho Dept. of Water Resources.


Mike Branchflower

3/20/96
Date


Steven Whitesides

3/20/96
Date


Brent Whitesides

3/20/96
Date

RECORDED

APR 18 1996

DEED OF SALE

I, Mike Branchflower, am the owner of a portion of Snake River Basin Adjudication Claim 36-07460C. For value received, I do hereby sell and convey under Steve and/or Brent Whitesides the following described portion of this claim:

0.49 cfs appurtenant to 31 acres
in the SE/SE Sec. 28 T. 7S R. 14E

Said water will be transferred to a dairy in the NW 1/4 of Sec. 22 T. 8S R. 25E. This sale is contingent upon approval of this transfer by the Idaho Dept. of Water Resources.


Mike Branchflower

Date

12/22/95


Steve Whitesides

Date

12-22-95

See Deed dated 3/20/96

APR 18 1996

T# 4761



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 23, 2003

Steve Whitesides
Manager, Whitesides Dairy
719 E 700 N
Rupert, ID 83350

Re: Request for Variance of Measuring Device Requirements for Approved Water Right Transfer 70111

Dear Mr. Whitesides:

This letter is in response to your request for variance of flow meter requirements for the transfer referenced above. Based on a review of Water District 130 watermaster's investigation and recommendations, IDWR (Idaho Department of Water Resources) **GRANTS** the request for continued use of the Kent flow meters on backup wells A0004697 and A0004698, and **DENIES** the request for variance of continued use of the McCrometer propeller meter at well A0004696 (barn well).

It is my understanding from conversations with the watermaster that the McCrometer meter at well A0004696 is currently in the process, or has been replaced with a meter meeting the requirements and specifications of *Administrator's Memorandum No. 24, Transfer Processing Policies & Procedures* section 5d(16).

The watermaster for Water District 130 is responsible for enforcing stipulations of approved transfers pertaining to measurement device requirements. It should be noted that variance approvals may be subject to re-evaluation by the watermaster on an annual basis, and may or may not be approved for a subsequent year.

Please contact me at 208-327-5407 if you have any questions or concerns with this matter.

Sincerely,

Steve Burrell
Engineer
Water Distribution Section

c: Cindy Yenter - Water District 130 watermaster

MICROFILMED
JAN 15 2004

MEMORANDUM

August 6, 2003

RECEIVED

AUG - 8 2003

TO: Transfer File 70111
Water Right nos. 36-7460L, 36-13611

Department of Water Resources

FROM: Cindy Yenter, Watermaster Water District 130 *CY*

RE: Memo Recommending Approval in Part and Denial in Part of Request for
Variance of Device Requirements

A request for variance has been received from Steve Whitesides, General Manager for Whitesides Dairy. Transfer 70111 contains conditions of approval requiring approved measuring devices and data loggers to be installed on three existing wells. Mr. Whitesides requests a variance to continue using the flow meters which are presently installed on the diversion system.

I have conducted field checks of the flow meters and operating systems. Three separate meters are installed on three wells which serve a common dairy facility (Whitesides East Dairy). The majority of diversions are from the barn well (A0004696), which is fitted with a 1996 model McCrometer propeller meter. My timed volumetric test using a standard polysonic meter gave very good results (2% high) despite the meter's age. A test in 2001 indicated that the meter was 6% low. Overall, the meter has operated very reliably, however, the odometer with a 10X multiplier is undersized and turns over two or three times yearly. Diversions from this well have averaged around 95 acre-feet per year, until 2002 when total diversions fell to 65 acre-feet. It is presumed that some stock from this dairy were relocated to the new Whitesides facility.

The two backup/stock wells are each fitted with Kent propeller meters of an undetermined age. Odometer capacities are 10 million gallons and sufficient to prevent rollover, as totalized volume for each is less than 20 acre-feet per year. There is no instantaneous flow scale, but a sweep hand may be timed to determine an approximate rate of flow. The meter on well #2 (A0004698) tested at +10.5%, just barely out of range. A previous test in 2001 indicated an error of only +5%. Annual withdrawals from well #2 range from 5 to 15 acre-feet. The meter on well #3 (A0004697) tested at +4%. Annual withdrawals are less than 8 acre-feet.

Annual reporting from Whitesides Dairy is consistent and accurate. Complete annual reports have been filed for each diversion every year since 1998.

I recommend **PARTIAL APPROVAL** of this request for variance.

The two Kent meters on the backup wells A0004697 and A0004698 should be **APPROVED** for variance at this time. Meter #2 is testing on the high end of the acceptable range, but the well contributes only about 10% of the total volume to the dairy. This meter should be checked again in the next few months to rule out testing error. Both meters should be tested again in one year. All reporting must continue to be submitted in a complete and timely fashion. If either of the backup meters fails or is found to be operating significantly outside of the $\pm 10\%$ range, it must be replaced with a magnetic meter and data logger.

MICROFILMED
JAN 15 2004

The McCrometer meter on the barn well (A0004696) is operating satisfactorily, but it is aging and the odometer capacity is undersized. Because this is the primary recording device for the dairy, I recommend a variance be **DENIED** for this meter and it be replaced with a magnetic-type meter and data logger.

MICROFILMED

JAN 15 2004

IDAHO DEPARTMENT OF WATER RESOURCES
Water Measurement Program

WATER MEASURING DEVICE CERTIFICATION

(Revised 7/2002)

District WD30

Diversion Name OLD WELL

Inventory Date _____

Inventory Examiner _____

PCC o.k.? ☐ Yes ☐ No

Test Date 7-1-03

Person performing test C. Yeater

Exam complete? ☒ Yes ☐ No

Name: Whitesides Dairy
Water Right No.: _____
Legal Description: T _____ R _____ Sec. _____ 1/4 _____ 1/4 _____ 1/4 _____
Site Tag No.: A0004698
Diversion Name: EAST Dairry OLD WELL

Site tag
IS
MISSING?

Current Owner

Name _____

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

Operator (if leased or operated by person other than owner)

Name Steve Whitesides

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

SECTION 1 - Well Site Identification

Global Positioning System Data:

Data Collection Filename _____ Offset _____

IDWR Site Tag Identification No. _____

Site Tag Location description: _____

PLS/USGS LOCATOR _____

For Department/District Use Only

Received by _____

Date _____

Reviewed by _____

Date _____

Data Entry By _____

Date _____

MICROFILMED

JAN 15 2004

SECTION II - Installed Meter Information

METER AND MOUNTING PIPE INFORMATION			
Motor HP		Volume units	Acre-Feet <u>Gallons</u> Other (specify) _____
Meter Install Date		Volume multiplier	10
Manufacturer	Keut	Installation location	☒ Excel ☐ Fair ☐ Good ☐ Poor
Meter Type	prop	Pipe material	PVC
Meter Model	? missing	Outside diameter	1.67
Serial Number	# missing	Wall thickness	0.158
Size (nominal)	1.0	Inside diameter	STD/INST
Measure Flow Rate?	☒ Yes ☐ No	Amount of straight pipe upstream from meter	18/+36 inches Pipe Lengths
Measurement Units	☐ CFS ☒ GPM Other (specify) _____	Amount of straight pipe downstream from meter	+36/+36 inches Pipe Lengths
Flow Rate Multiplier	1	Standard Meter Type	☐ Sonic ☐ Pyg ☐ Collins ☐ Hall ☐ Anub ☐ Dye/chem ☐ Other _____
Measure Cumulative Volume?	☒ Yes ☐ No	Standard Meter Confidence	☐ Excellent 2% ☒ Good 5% ☐ Fair 10% ☐ Poor > 10%

Multiple Flowmeters

Are multiple flowmeters used to measure diversions from this well?

☐ Yes ☒ No

If yes, how many? _____

(Attach separate form for each meter checked and/or calibrated.)

Multiple Wells

If this meter measures diversions from multiple wells, list names and locations of other wells:

MICROFILMED

JAN 15 2004

SECTION III – Certification for Calibration of a Water Measurement Meter

Measurement No. 1 (M_1) is the measured rate of flow from the permanently installed flow meter.

Measurement No. 2 (M_2) is the measured rate of flow from the measuring device being used to check the flow for the calibration. This method or device must be accurate to within $\pm 5\%$ error. Describe below the method and equipment used to perform this measurement.

$$\text{Percent Difference} = (M_1 - M_2) \div M_2 \times 100 = \pm \% \quad (\text{Acceptable is within } \pm 10\%) \quad (\text{equation 1})$$

$$\text{Calibration Multiplier} = M_2 \div M_1 \quad (\text{equation 2})$$

Is flowmeter installed according to manufacturer's specifications? ☒ Yes ☐ No ☐ Unsure

Describe any apparent problems with installation or operation NONE

Flowmeter accuracy prior to any adjustments: _____ Totalizer reading _____

Flowmeter accuracy after final adjustment: _____ Totalizer reading _____

Flowmeter calibration multiplier: _____

FLOWMETER ACCURACY CALIBRATION TABLE

Installed meter (totalizer reading)	Time	Total Gallons	Average Flow Rate GPM (M_1)	Standard total gallons	Average Flow Rate GPM (M_2)	% diff. ($\pm$)	Comments and adjustments
#1 8279935	~~Q~~						
8280140		205	20.5	182	18.2	+12.6	totalizer
					18.2	+12.6	logger
#2 8280310	~~Q~~	211	21.1	191	19.1	+10.5	totalizer
8280521					19.0	+11.1	logger

Notes – Comments – Calculations: Signal = 5 Speed = 4619 (96%) can't

seen to get the check value any closer than this
Can't find site tag!

Test #2 Speed = 4708 (97.9%) re-set sensors

MICROFILMED

JAN 15 2004

WATER LEVEL DATA	
Does the well have access to measure water levels? ☐ Yes ☒ No (check one)	
Is this well part of USGS, IDWR, or another network of water level monitoring wells? ☐ Yes ☒ No (check one)	
Static Water Level _____ ft Date _____	Pumping Water Level _____ ft (at condition _____) Date _____

Sketch and/or photograph of installation:

No change, except that meter
has been enclosed in a wooden
vault, below ground.

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature _____ Date _____
(person performing measurements)

MICROFILMED
JAN 13 2006

Whitesides East Dairy - Old Well

Test 1

LOG NAME:A0004698

START :07-01 14:54

END :07-01 15:04

INTERVAL:00:01:00

7/1/2003 14:54

+3.925E+0 ft/s
+1.761E+1 gal/m
+TOTAL 0000000 gal
NORMAL

7/1/2003 15:00

+4.031E+0 ft/s
+1.809E+1 gal/m
+TOTAL 0000108 gal
NORMAL

7/1/2003 14:55

+4.084E+0 ft/s
+1.833E+1 gal/m
+TOTAL 0000017 gal
NORMAL

7/1/2003 15:01

+3.977E+0 ft/s
+1.785E+1 gal/m
+TOTAL 0000126 gal
NORMAL

7/1/2003 14:56

+4.124E+0 ft/s
+1.851E+1 gal/m
+TOTAL 0000036 gal
NORMAL

7/1/2003 15:02

+4.114E+0 ft/s
+1.846E+1 gal/m
+TOTAL 0000145 gal
NORMAL

7/1/2003 14:57

+4.101E+0 ft/s
+1.840E+1 gal/m
+TOTAL 0000054 gal
NORMAL

7/1/2003 15:03

+4.116E+0 ft/s
+1.847E+1 gal/m
+TOTAL 0000163 gal
NORMAL

7/1/2003 14:58

+4.605E+0 ft/s
+2.066E+1 gal/m
+TOTAL 0000071 gal
NORMAL

7/1/2003 15:04

+4.091E+0 ft/s
+1.836E+1 gal/m
+TOTAL 0000182 gal
NORMAL

7/1/2003 14:59

+3.928E+0 ft/s
+1.762E+1 gal/m
+TOTAL 0000090 gal
NORMAL

Avg Flow

18.2 gpm

0.04 cfs

MICROFILMED
JAN 15 2004

**Whitesides East Dairy - Old Well
Test 2**

LOG NAME:A0004698 B
START :07-01 15:12
END :07-01 15:22
INTERVAL:00:01:00

7/1/2003 15:12
+4.294E+0 ft/s
+1.927E+1 gal/m
+TOTAL 0000000 gal
NORMAL

7/1/2003 15:18
+4.136E+0 ft/s
+1.856E+1 gal/m
+TOTAL 0000113 gal
NORMAL

7/1/2003 15:13
+4.274E+0 ft/s
+1.918E+1 gal/m
+TOTAL 0000018 gal
NORMAL

7/1/2003 15:19
+4.299E+0 ft/s
+1.929E+1 gal/m
+TOTAL 0000131 gal
NORMAL

7/1/2003 15:14
+4.097E+0 ft/s
+1.838E+1 gal/m
+TOTAL 0000037 gal
NORMAL

7/1/2003 15:20
+4.115E+0 ft/s
+1.847E+1 gal/m
+TOTAL 0000151 gal
NORMAL

7/1/2003 15:15
+4.255E+0 ft/s
+1.909E+1 gal/m
+TOTAL 0000057 gal
NORMAL

7/1/2003 15:21
+4.460E+0 ft/s
+2.001E+1 gal/m
+TOTAL 0000170 gal
NORMAL

7/1/2003 15:16
+4.544E+0 ft/s
+2.039E+1 gal/m
+TOTAL 0000075 gal
NORMAL

7/1/2003 15:22
+4.205E+0 ft/s
+1.887E+1 gal/m
+TOTAL 0000190 gal
NORMAL

7/1/2003 15:17
+3.829E+0 ft/s
+1.718E+1 gal/m
+TOTAL 0000094 gal
NORMAL

Avg Flow

**19.0 gpm
0.04 cfs**

MICROFILMED
JUN 15 2004

IDAHO DEPARTMENT OF WATER RESOURCES
Water Measurement Program

WATER MEASURING DEVICE CERTIFICATION

(Revised 7/2002)

District WD130

Diversion Name Mother's WELL

Inventory Date _____

Inventory Examiner _____

PCC o.k.? ☐ Yes ☐ No

Test Date 7-1-03

Person performing test C. Yenter

Exam complete? ☒ Yes ☐ No

Name:

Whitesides Dairy

Water Right No.: _____

Legal Description:

T _____ R _____ Sec. _____ $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$

Site Tag No.:

A0004697

Diversion Name:

Mother's well

Current Owner

Name _____

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

Operator (if leased or operated by person other than owner)

Name Steve Whitesides

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

SECTION 1 - Well Site Identification

Global Positioning System Data:

Data Collection Filename _____ Offset _____

IDWR Site Tag Identification No. _____

Site Tag Location description: _____

PLS/USGS LOCATOR _____

For Department/District Use Only

Received by _____

Date _____

Reviewed by _____

Date _____

Data Entry By _____

Date _____

MICROFILMED

JAN 15 2004

SECTION II - Installed Meter Information

METER AND MOUNTING PIPE INFORMATION			
Motor HP		Volume units	Acre-Feet <u>Gallons</u> Other (specify) _____
Meter Install Date		Volume multiplier	10
Manufacturer	Kent	Installation location	☒ Excel ☐ Fair ☐ Good ☐ Poor
Meter Type	Prop	Pipe material	PVC
Meter Model		Outside diameter	1.32
Serial Number	96234854	Wall thickness	.147
Size (nominal)	~~1.0"~~ 1.0"	Inside diameter	STD / INSTALLED
Measure Flow Rate?	☒ Yes ☐ No	Amount of straight pipe upstream from meter	18 / 24 Inches Pipe Lengths
Measurement Units	☐ CFS ☒ GPM Other (specify) _____	Amount of straight pipe downstream from meter	12 / 36 Inches Pipe Lengths
Flow Rate Multiplier	1	Standard Meter Type	☒ Sonic ☐ Pyg ☐ Collins ☐ Hall ☐ Anub ☐ Dye/chem ☐ Other _____
Measure Cumulative Volume?	☒ Yes ☐ No	Standard Meter Confidence	☐ Excellent 2% ☒ Good 5% ☐ Fair 10% ☐ Poor > 10%

Multiple Flowmeters

Are multiple flowmeters used to measure diversions from this well?

☐ Yes ☒ No

If yes, how many? _____

(Attach separate form for each meter checked and/or calibrated.)

Multiple Wells

If this meter measures diversions from multiple wells, list names and locations of other wells:

MICROFILMED

JAN 16 2006

SECTION III – Certification for Calibration of a Water Measurement Meter

Measurement No. 1 (M_1) is the measured rate of flow from the permanently installed flow meter.

Measurement No. 2 (M_2) is the measured rate of flow from the measuring device being used to check the flow for the calibration. This method or device must be accurate to within $\pm 5\%$ error. Describe below the method and equipment used to perform this measurement.

$$\text{Percent Difference} = (M_1 - M_2) \div M_2 \times 100 = \pm \% \quad (\text{Acceptable is within } \pm 10\%) \quad (\text{equation 1})$$

$$\text{Calibration Multiplier} = M_2 \div M_1 \quad (\text{equation 2})$$

Is flowmeter installed according to manufacturer's specifications? ☐ Yes ☐ No ☐ Unsure

Describe any apparent problems with installation or operation NONE

Flowmeter accuracy prior to any adjustments: _____ Totalizer reading _____

Flowmeter accuracy after final adjustment: _____ Totalizer reading _____

Flowmeter calibration multiplier: 0.97

FLOWMETER ACCURACY CALIBRATION TABLE							
Installed meter (totalizer reading)	Time	Total Gallons	Average Flow Rate GPM (M_1)	Standard total gallons	Average Flow Rate GPM (M_2)	% diff. ($\pm$)	Comments and adjustments
1760786	Q						
872		86	8.6	83	8.3	+3.6	totalizer
					8.2	+4.8	logger

Notes – Comments – Calculations: Signal = 5 Speed = 4770 (99.2%)

pump
cycles. Had a faucet turned on inside house
so that cycles were a little more frequent.

Instant flow rate about 17 gpm.

MICROFILMED
JAN 15 2003

WATER LEVEL DATA	
Does the well have access to measure water levels? ☐ Yes ☒ No (check one)	
Is this well part of USGS, IDWR, or another network of water level monitoring wells? ☐ Yes ☒ No (check one)	
Static Water Level _____ ft Date _____	Pumping Water Level _____ ft (at condition _____) Date _____

Sketch and/or photograph of installation:

No change

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature

C. J. Genter

(person performing measurements)

Date

7-2-03

MICROFILMED
JAN 15 2004

Whitesides East Dairy - Mother's Well

LOG NAME:A0004697

START :07-01 14:12

END :07-01 14:22

INTERVAL:00:01:00

7/1/2003 14:12

+1.122E+0 ft/s
+2.891E+0 gal/m
+TOTAL 0000000 gal
NORMAL

7/1/2003 14:18

-4.035E-2 ft/s
-1.040E-1 gal/m
+TOTAL 0000048 gal
NORMAL

7/1/2003 14:13

+6.270E+0 ft/s
+1.615E+1 gal/m
+TOTAL 0000010 gal
NORMAL

7/1/2003 14:19

+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000055 gal
NORMAL

7/1/2003 14:14

+6.705E+0 ft/s
+1.727E+1 gal/m
+TOTAL 0000015 gal
NORMAL

7/1/2003 14:20

+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000063 gal
NORMAL

7/1/2003 14:15

+6.710E+0 ft/s
+1.729E+1 gal/m
+TOTAL 0000023 gal
NORMAL

7/1/2003 14:21

+4.799E-1 ft/s
+1.236E+0 gal/m
+TOTAL 0000073 gal
NORMAL

7/1/2003 14:16

+5.758E+0 ft/s
+1.484E+1 gal/m
+TOTAL 0000033 gal
NORMAL

7/1/2003 14:22

+1.227E+0 ft/s
+3.163E+0 gal/m
+TOTAL 0000082 gal
NORMAL

7/1/2003 14:17

-4.460E-2 ft/s
-1.149E-1 gal/m
+TOTAL 0000040 gal
NORMAL

Avg Flow

8.2 gpm
(pump cyclic)

MICROFILMED
JAN 15 2006

IDAHO DEPARTMENT OF WATER RESOURCES
Water Measurement Program

WATER MEASURING DEVICE CERTIFICATION

(Revised 7/2002)

District WD130

Diversion Name Whitesides East Dairy NEW well

Inventory Date _____

Inventory Examiner _____

PCC o.k.? ☐ Yes ☒ No

Test Date 7-1-03

Person performing test C. Yenter

Exam complete? ☒ Yes ☐ No

Name:	<u>Whitesides Dairy</u>		
Water Right No.:	_____		
Legal Description:	T _____	R _____	Sec. _____ 1/4 _____ 1/4 _____ 1/4
Site Tag No.:	<u>AD0001056 4696</u>		
Diversion Name:	<u>East Dairy New well</u>		

Current Owner

Name _____

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

Operator (if leased or operated by person other than owner)

Name Steve Whitesides

Phone _____

Address _____

Cell _____

City _____ St _____ Zip _____

E-mail _____

SECTION 1 – Well Site Identification

Global Positioning System Data:

Data Collection Filename _____ Offset _____

IDWR Site Tag Identification No. _____

Site Tag Location description: _____

PLS/USGS LOCATOR _____

For Department/District Use Only

Received by _____

Date _____

Reviewed by _____

Date _____

Data Entry By _____

Date _____

MICROFILMED
JAN 15 2004

SECTION II – Installed Meter Information

METER AND MOUNTING PIPE INFORMATION			
Motor HP		Volume units	Acre-Feet ☒ Gallons Other (specify)
Meter Install Date		Volume multiplier	10
Manufacturer	McCracker	Installation location	☐ Excel ☐ Fair ☒ Good ☐ Poor
Meter Type	Prep	Pipe material	GALVANIZED
Meter Model		Outside diameter	3.51
Serial Number	96-70222-3	Wall thickness	0.195
Size (nominal)	3	Inside diameter	DWP / installed
Measure Flow Rate?	☒ Yes ☐ No	Amount of straight pipe upstream from meter	12/48 inches Pipe Lengths
Measurement Units	☐ CFS ☒ GPM Other (specify)	Amount of straight pipe downstream from meter	8 ~~24~~ inches Pipe Lengths
Flow Rate Multiplier	1	Standard Meter Type	☒ Sonic ☐ Pyg ☐ Collins ☐ Hall ☐ Anub ☐ Dye/chem ☐ Other
Measure Cumulative Volume?	☒ Yes ☐ No	Standard Meter Confidence	☐ Excellent 2% ☒ Good 5% ☐ Fair 10% ☐ Poor > 10%

2.359 on FLD12 (sensors from 240332)

Multiple FlowmetersAre multiple flowmeters used to measure diversions from this well? ☐ Yes ☒ No

If yes, how many? _____

(Attach separate form for each meter checked and/or calibrated.)

Multiple Wells

If this meter measures diversions from multiple wells, list names and locations of other wells:

MICROFILMED
JAN 15 2002

SECTION III – Certification for Calibration of a Water Measurement Meter

Measurement No. 1 (M_1) is the measured rate of flow from the permanently installed flow meter.

Measurement No. 2 (M_2) is the measured rate of flow from the measuring device being used to check the flow for the calibration. This method or device must be accurate to within $\pm 5\%$ error. Describe below the method and equipment used to perform this measurement.

$$\text{Percent Difference} = (M_1 - M_2) \div M_2 \times 100 = \pm \% \quad (\text{Acceptable is within } \pm 10\%) \quad (\text{equation 1})$$

$$\text{Calibration Multiplier} = M_2 \div M_1 \quad (\text{equation 2})$$

Is flowmeter installed according to manufacturer's specifications? ☒ Yes ☐ No ☐ Unsure

Describe any apparent problems with installation or operation ~~None~~ - using
vertically calibrated meter - OK for installation
Odometer undersized, meter rolls 3x yearly

Flowmeter accuracy prior to any adjustments: _____ Totalizer reading _____

Flowmeter accuracy after final adjustment: _____ Totalizer reading _____

Flowmeter calibration multiplier: 0.98

FLOWMETER ACCURACY CALIBRATION TABLE							
Installed meter (totalizer reading)	Time	Total Gallons	Average Flow Rate GPM (M_1)	Standard total gallons	Average Flow Rate GPM (M_2)	% diff. ($\pm$)	Comments and adjustments
8248300	Q						
8790	10:0	490	49.0	481	48.1	+1.8	totalizer
					48.0	+2.1	logger

Notes - Comments - Calculations: Signal = 4 Speed = 4803.

Good measurement

MICROFILMED

JAN 15 2006

WATER LEVEL DATA	
Does the well have access to measure water levels? ☒ Yes ☐ No (check one)	
Is this well part of USGS, IDWR, or another network of water level monitoring wells? ☐ Yes ☒ No (check one)	
Static Water Level _____ ft Date _____	Pumping Water Level _____ ft (at condition _____) Date _____

Sketch and/or photograph of installation:

No change

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature C. J. Carter
(person performing measurements)

Date 7-02-03

Whitesides East Dairy - New Well

LOG NAME:A0004696
START :07-01 13:40
END :07-01 13:50
INTERVAL:00:01:00

7/1/2003 13:40
+2.106E+0 ft/s
+5.018E+1 gal/m
+TOTAL 0000000 gal
NORMAL

7/1/2003 13:46
+2.198E+0 ft/s
+5.239E+1 gal/m
+TOTAL 0000277 gal
NORMAL

7/1/2003 13:41
+2.096E+0 ft/s
+4.994E+1 gal/m
+TOTAL 0000049 gal
NORMAL

7/1/2003 13:47
+2.126E+0 ft/s
+5.068E+1 gal/m
+TOTAL 0000328 gal
NORMAL

7/1/2003 13:42
+1.959E+0 ft/s
+4.669E+1 gal/m
+TOTAL 0000097 gal
NORMAL

7/1/2003 13:48
+2.146E+0 ft/s
+5.115E+1 gal/m
+TOTAL 0000379 gal
NORMAL

7/1/2003 13:43
+1.776E+0 ft/s
+4.233E+1 gal/m
+TOTAL 0000141 gal
NORMAL

7/1/2003 13:49
+2.068E+0 ft/s
+4.929E+1 gal/m
+TOTAL 0000430 gal
NORMAL

7/1/2003 13:44
+1.808E+0 ft/s
+4.309E+1 gal/m
+TOTAL 0000184 gal
NORMAL

7/1/2003 13:50
+2.108E+0 ft/s
+5.024E+1 gal/m
+TOTAL 0000480 gal
NORMAL

7/1/2003 13:45
+1.906E+0 ft/s
+4.542E+1 gal/m
+TOTAL 0000228 gal
NORMAL

Avg Flow **48.0 gpm**
 0.11 cfs

MICROFILMED
JAN 15 2004

July 1, 2003

Whitesides Dairy
719 E 700 N
Rupert, ID 83350

Department of Water Resources

Boise, ID

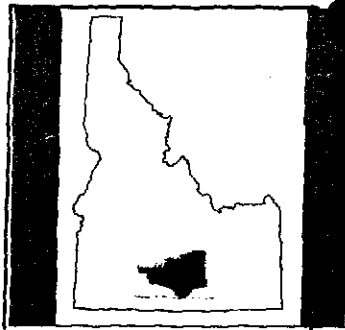
To Whom It May Concern:

This is a request for a variance to be granted to Whitesides Dairy for the water meters at the East Dairy. We feel that the meters that are already in place are sufficient to provide accurate readings. The Dairy has maintained accurate records and provided the information necessary to comply with all of the regulations. We feel that changing meters would be an unnecessary cost at this time.

Sincerely,

Steve Whitesides,
Manager, Whitesides Dairy

MICROFILMED
JAN 15 2004



STATE OF IDAHO
WATER DISTRICT 130
C/O IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
TELEPHONE NUMBER (208) 736-3033

IDWR DIRECTOR
KARL J. DREHER

April 2, 2003

BRENT WHITESIDES
WHITESIDES DAIRY
700 N 719 E
RUPERT ID 83350

531-5104
431-5104 Steve

RE: Notice of Approved Water Right Transfer Measurement Requirements

Dear Water User:

Water Right Transfer No. 70111 was approved on December 20, 2002, authorizing combined points of diversion for commercial and stockwater use in Minidoka County at your dairy facility. Conditions of Approval contained in the transfer document require you to install and maintain an acceptable measuring device and data logger on all points of diversion authorized for the changed use. This requirement is pursuant to the Idaho Department of Water Resources (IDWR) Transfer Processing Policies and Procedures Memorandum dated October 30, 2002.

With a few exceptions, all new flow meters installed under the new policy will be required to be magnetic-type, in-line metering devices with associated data loggers which will provide downloadable electronic diversion data to IDWR or an ESPA Water District. Enclosed with this letter are Water Measurement Requirements and Specifications which will guide you in the selection and placement of your measuring device. Please review this document carefully. Variances for existing flow meters in good condition, and certain irrigation diversions, are being offered. *If you wish to apply for a variance please note that if your variance is not approved, you will be required to install a magnetic flow meter.*

Since your diversion and use under the above transfer is within Water District 130, the measurement condition appearing on your transfer approval will be enforced by the Water District 130 Watermaster. Your failure to install an approved measuring device or to obtain a variance may result in you receiving a Notice of Violation and a civil penalty from IDWR.

I will make every effort to assist you in selecting a flow meter, or in obtaining a timely variance approval. Please contact me as soon as possible so that we can discuss your diversion system and your measurement options. I may be reached at 208-736-3033 or 208-731-0901.

Regards,

Cindy Yenter
Watermaster
Water District 130

MICROFILMED
JAN 15 2004

cc: Magic Valley Ground Water District



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 20, 2002

MOUNTAIN VIEW LAND LP
700 N 719 E
RUPERT ID 83350

RE: Transfer No.:70111 - Water Rights 36-7460L, 36-13611 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 the APPLICANT 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.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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 208-327-7940.

Sincerely,

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED

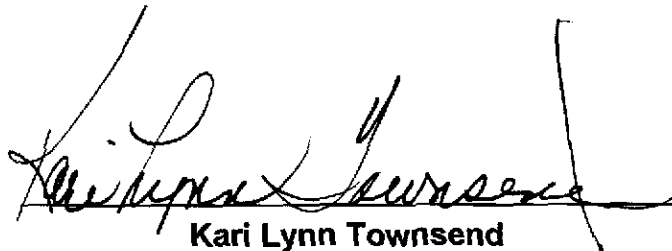
FEB 25 2003

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 70111 - WATER RIGHT 36-7460L, 36-13611

**MOUNTAIN VIEW LAND LP
700 N 719 E
RUPERT ID 83350**



**Kari Lynn Townsend
Secretary**

MICROFILMED

FEB 25 2003



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 20, 2002

CINDY YENTER
WATERMASTER
1341 FILLMORE ST #200
TWIN FALLS ID 83301-3380

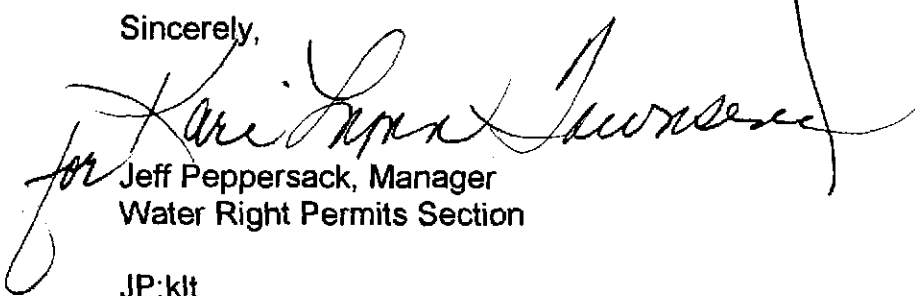
RE: TRANSFER OF WATER RIGHTS 36-7460L, 36-13611 (Transfer 70111)

Dear Cindy:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water right (Transfer 70111) in the name of Mountain View Land LP.

If you have any questions, please call me at 208-327-7940.

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

FEB 25 2003

**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).

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.

DEC 18 2002

CS# 70111

APPLICANT:

Mountain View Lodge WAT

~~WATER~~ RIGHT NO.

36-74602 etc

[illegible]

MEMORANDUM

Date: December 16, 2002
To: Transfer 70111
From: AMERRITT
Re: Recommendation

Transfer was processed without protest. Recommend approval. John has prepared draft approval and the document is located on A012. The only comment or question is whether we need to specify a mag meter on the wells. It seems all wells already exist and are currently monitored by the West ESPA Measurement District. I have pulled the GPS data from WIMIS and plotted the Pds according to that data is SDE.

MICROFILMED

FEB 25 2003

Jfreitag, approval analysis 12-02-02

Application is proposing to add a new well and increase POU for stockwater and commercial use to accurately describe existing operation.

Rights 36-7460 L, 36-13611, and 36-13610 are limited together to 0.55 cfs and 122.3 af. Right 36-13610 is for domestic use and was not included on this transfer because it is on a separate well and no element of the right was changing.

Commercial use does include land application of wastewater on both applicants land and neighboring land. An agreement is included for this arrangement. Wastewater is mixed with wastewater from neighboring dairy (Whitesides Dairy). This is the reason for right 36-7273 B (Whitesides dairy right) appearing within the POU of this application. Dairy barn for this application is located in the NWNW of S22, 08S, R25E.

Authority to File:

Tax notices match applicant. Application is signed by Steve Whitesides who is a general partner of Mountain View Land LP. Documentation is included in file.

Water Right Validity:

Both rights have been partially decreed.

Injury to Other Water Rights:

POD is being added for backup purposes, this transfer is appropriating no additional flow. POU is being changed to accurately describe existing operation.

Enlargement of Use:

No apparent increase in use proposed.

Local Public Interest:

Since this transfer is physically only adding a POD with no additional flow than historically used, I see no problems.

Beneficial Use/Conservation of Water Resources:

Does not appear to be contrary to conservation practices.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

MICROFILMED

FEB 25 2002

230

CERTIFICATE OF LIMITED PARTNERSHIP

(Instructions on back of application)

97 NOV 10 PM 2:14
SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited partnership is: Mountain View Land Limited Partnership
2. The name and business address of the registered agent are:
Travis L. Bowen, P.C., 1906 Jennie Lee Drive, Idaho Falls, Idaho 83404
(not a P.O. Box)
3. The name and business address of each general partner are:

Name	Address
<u>S & B Management, L.C.</u>	<u>719 East 700 North, Rupert, Idaho 83350</u>
- (If more space is needed, continue in item 5.)
4. The latest date on which the partnership will dissolve is: December 31, 2096
5. Other matters (optional):

MICROFILMED

FEB 25 2003

97 NOV 24 PM 1:14
SECRETARY OF STATE
STATE OF IDAHO

FILED

6. Signatures of all general partners:

Steven R. Whitesides
 Steven R. Whitesides, Co-Operating Manager of
 S & B Management, L.C., General Partner
Brent Whitesides
 Brent Whitesides, Co-Operating Manager of
 S & B Management, L.C., General Partner

11/18/1997 09:00
 CLK: 12926 CT: 58995 BH: 54325
 1 @ 38.00 = 38.00 LTR PTR DR
L 3558

ARCVIEW/SDE LOG FOR WATER TRANSFERS

Transfer # 70111

Applicant Mountain View Land LP Basin 36

[illegible]

MICROFILMED

000 000 000

IDWR TRANSFER ANALYSIS SHEET

APPLICANT

Mountain View Land

TRANSFER NO.

70111

1. Right number(s)

36-74602 - 36-13611

2. Type of right

☒ Decree ☐ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer

☐ Change P/D ☒ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other: _____

4. Check Existing
Right:

☒ Source ☒ Priority ☐ Amount ☐ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

Comments:

See Memo

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

a. ☒ All of right

b. ☐ Part of right (NOTE: Part B should be filled in only if part of right is owned by the applicant)

c. ☒ Description of point(s) of diversion

d. ☒ Description of place of use

e. ☒ Map showing P/D & P/U after transfer

f. ☒ Correct notarized signature and \$100 fee

g. ☒ Proof of ownership of right &/or land from which water is transferred

h. ☐ Expansion in use of right - Comments: _____

- i. Existing rights from same source, on land water is being transferred to; right number(s): _____
- j. SRBA claim(s) - Comments (*NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain*) _____
- k. Comment letters _____ Yes _____ No _____
If yes Water District # _____
Lienholder, others, see #2 _____
below for name and address _____

INITIAL ALLOCATION REVIEW BY DF
 SRBA SUPERVISOR REVIEW BY _____
 PUBLICATION REVIEW BY _____

DATE 10-9-02
DATE _____
DATE _____

1. Legal Notice electronically sent to DWR03::VAULT Yes
2. COMMENT LETTERS Copy of Pg 1 to AJ Yes

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es):

3. Transfer published correctly? ☒ Yes ☐ No
4. Affidavit of publication received? ☒ Yes ☐ No
5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes
6. Copies made for Region file (see attached supplemental page)? ☐ Yes

RECOMMENDED ACTION

1. ✓ Approve
2. Deny due to _____

- ### 3. Conditions (special conditions in Water Districts)

✓ Also see attached memo for recommendation dated:

4. By AG Date 12/14/02

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No: 70111

Water Right No(s): 36-7460L and 36-13611

Applicant Name: Mountain View Land – Brent Whitesides

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application
- b) ☒ I do not oppose approval of this application if it is conditioned as follows:

*Measuring device requirement – all points of diversion
Shall obtain prior approval of Watermaster relative to the type of device(s)*

- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional comment:

Dated: November 13, 2002

Water District 130

Cindy J Yenter
Cindy J Yenter, Watermaster

MICROFILMED
FEB 25 2003

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

County of Cassia)
) ss
STATE OF IDAHO)

Ruth Anne Holmes, being first duly sworn, deposes and says that she is the Legals clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing with the issue dated October 31, 2002 and ending with the issue dated November 7, 2002

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
Cassia)

On this 7th day of November in the year of 2002 before me, a Notary Public, personally appeared Ruth Anne Holmes, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

ANN HARPER
NOTARY PUBLIC
STATE OF IDAHO

Ann Harper
Notary Public for Idaho
Residing at: Burley, Idaho
My commission expires: 9-14-2007

Cost of Publication 45.76
Affidavit Fee 5.00
Total Cost 50.76

OK
mb
11/21/02

RECEIVED

NOV 13 2002

Department of Water Resources
Southern Region

02-447

NOTICE OF PROPOSED CHANGE
TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Minidoka County: MOUNTAIN VIEW LAND LP, 700 N 719 E; RUPERT ID 83350 filed Application No. 70111 on September 4, 2002 for diversion of a combined total of 0.55 cfs from ground water. The purpose of the transfer is to add a point of diversion and to add place of use to accurately describe existing operation. Location is 4 miles East and 3 miles North of Accquia, ID.

For specific details regarding the application(s), please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications". Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before November 18, 2002. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Published in the South Idaho Press on
October 31 and November 7, 2002.

MICROFILMED

NOV 25 2002

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

Notice is hereby given that an Application for Transfer has been filed with the Idaho Department of Water Resources for changes to water rights within Minidoka County:

MOUNTAIN VIEW LAND LP, 700 N 719 E; RUPERT ID 83350 filed Application No. 70111 on September 4, 2002 for diversion of a combined total of 0.55 cfs from ground water. The purpose of the transfer is to add a point of diversion and to add place of use to accurately describe existing operation. Location is 4 miles East and 3 miles North of Acequia, ID.

For specific details regarding the application(s), please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications". Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before November 18, 2002. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on 10/31 & 11/7/02.

MICROFILMED
FEB 25 2003

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301

Phone: 736-3033

Fax: 736-3037

October 24, 2002

ATTN KAY MOORE
SOUTH IDAHO PRESS
230 E MAIN ST
BURLEY ID 83318

Dear Ms. Moore:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (*once a week for two consecutive weekly issues*).

If you cannot publish the notice on the proposed dates, please contact us immediately at 736-3033.

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

Sincerely



Mary A. Baldwin
Administrative Assistant

MICROFILMED

FEB 25 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 24, 2002

ATTN STEVE WHITESIDES MGR
MOUNTAIN VIEW LAND LP
700 N 719 E
RUPERT ID 83350

RE: Application for **Transfer No. 70111**

Dear Mr. Whitesides:

The Department of Water Resources acknowledges receipt of your application. Please refer to the number in all correspondence regarding the above referenced application.

This office has scheduled advertising the application in the **South Idaho Press** on 10/31 & 11/7/02. The advertisement will be published for two weeks, and a period of ten calendar days following the second publication will be allowed for the submittal of protests. (November 18, 2002)

If an application is protested, the applicant 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.

State Office personnel will conduct a complete review prior to final processing of the application(s) and will notify the applicant regarding the outcome of this review.

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

Sincerely,

Mary A. Baldwin
Administrative Assistant

MICROFILMED

FEB 25 2003

Comment Report

Application ID 70111

jfreitag 10/9/2002 Comment/Analysis

Application is proposing to add a point of diversion and to add place of use to accurately describe existing operation.

Commercial use includes land application of wastewater. Some wastewater is spread on neighbors ground, an agreement is included .

36-13610 is limited together with 36-7460L and 36-13611 for 0.55 cfs and 122.3 afa.

MICROFILMED
FEB 2 9 2003

MICROFILMED
FEB 2 5 2003

Comment Report

Application ID 70111

jfreitag 10/9/2002 Legal Notice Remarks

Application is proposing to add a point of diversion and to add place of use to accurately describe existing operation.

Location is 4 miles east and 3 miles north of Acequia, Idaho.

MICROFILMED

FEB 25 2003

MICROFILMED

FEB 25 2003

1. DRILLING PERMIT NO. 36 - 96 - S - 0071 - 000
Other IDWR No. 36-074606

2. OWNER: STEVE & BRENT WHITESIDES
Name _____
Address 700 N 719 E _____
City RUPERT State ID 83350 _____

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 X
 Twp. 8S North ☐ or South ☐
 Rge. 25E East ☐ or West ☐
 Sec. 22 1/4 NW 1/4 NW 1/4
 Gov't Lot _____ County MINIDOKA
 S
 10 acres 10 acres 160 acres
 77 700 E 680 N

Address of Well Site #1 700 E 680 N
1200' East of 700E City Rupert
 (Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☒ Other Non-domestic—Stock

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	-18	6 Bags	OVERBORE

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

Was drive shoe seal tested? Y ☐ N ☒ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8 7/8" - 10"	3.2	3.9	.250	STEEL	☒	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____

☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Line
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

152 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or
control devices:

11. WELL TESTS: NONE

☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
0	33		Top Soil		X
33	45		Gray BASalt		
45	55		Gray Basalt Broken & Porous		
55	65		Gray BASalt		
65	73		Brwn/Gray Basalt Sm Brk		
73	74		Crevice		
74	79		Gray Basalt		
79	81		Lg Brk Crevice Gray Basalt		
81	91		Med Hard		
91	98		Med Hard Small Break Gray Bsalt		
98	105		Med HARD Brnsh/Gr Basalt		
105	114		Med HARD		
114	121		Med Hard Lg Brk		
121	138		Med Hard Sm Brk		
138	145		Med Hard Gray Basalt		
145	158		MH Pnksh/GrBslt Porous Sm Brk	X	
158	165		Gray Basalt	X	
165	177		Gray BASalt Small Break		
177	182		Crevice Loose & Brkn	X	
182	203		Med Hard Small Break		
203	206		Med Hard Lg Break	X	
206	225		MH Sm Brk & Lg Brk	X	
225	231		Med Hard		
231	236		Med Hard Lg Brk Talc		
236	240		Med Hard		
240	242		Large Break		
242	243		BASalt Broken & Red Clay	X	
RECEIVED					
JUN 18 1996					
JUN 28 1996					
Department of Water Resources					
Completed Depth 243 Southern Region (Measurable)					
Date: Started 5-7-96 Completed 5-9-96					

RECEIVED RECEIVED

JUN 18 1996

JUN 26 1966

Department of Water Resources

Department of Water Resources

Completed Depth 243 Southern Region (Measurable)

Date: Started 5-7-96 Completed 5-9-96

13. DRILLER'S CERTIFICATION

OCT 22 1997

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

SMITH DRILLING PUMP CO. INC. 11

Firm Official [Signature] Date 5-20-96

and
Supervisor or Operator M. L. Rollin Date

(Sign once if Firm Official & Operator)



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

APRIL 12, 1996

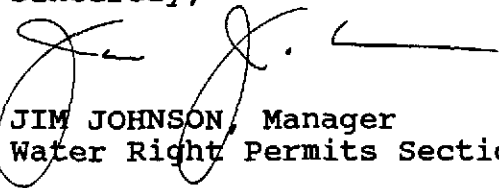
STEVE WHITESIDES
BRENT WHITESIDES
700 N 719 E
RUPERT ID 83350

RE: Transfer of Water Right No. 36-07460L

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4761). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECEIVED

APR 18 1996

WR0749NP
No. T36-07460L

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/02/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVE WHITESIDES	03/25/1974	STOCKWATER	01/01 12/31	0.380 CFS	85.50 AFA
C	BRENT WHITESIDES 700 N 719 E RUPERT ID 83350 (208) 531-5104		COMMERCIAL	01/01 12/31	0.170 CFS	36.80 AFA
TOTAL DIVERSION:					* 0.550 CFS	* 122.30 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R25E S22 NENW NWNW MINIDOKA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac
08S	25E	22													

Place of use Legal Description for: COMMERCIAL

08S	25E	22													
-----	-----	----	--	--	--	--	--	--	--	--	--	--	--	--	--

Pou County: MINIDOKA

Other Rights: NONE

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

The right holder shall not use water under this approval for a dairy operation larger than 1,880 milking cows, 240 dry cows and 1,320 head of replacement calves and heifers.

* The total instantaneous diversion of water from all points of diversion under Transfer No. 4761 shall not exceed 0.55 cfs for Right No. 36-07460L, nor total combined annual volume of 122.3 af when combined with Right Nos. 36-13610 and 36-13611.

Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on

Remarks: each point of diversion associated with the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device and additionally an airline shall be provided in the new well to monitor water levels.

The remainder of Right No. 36-07460H is identified as 36-07460K and is limited to a diversion rate of 10.94 cfs, an annual diversion volume of 2,460 af, and irrigation of 615.0 acres each year.

The acres which are no longer authorized for irrigation under Right No. 36-07460K are specifically described as follows:
31.0 acres located in SESE, S28M T07S, R14E.
Two points of diversion are located within NWNW, S22, T08S, R25E.

Dates: App. Received: 12/22/1995 Priority Date: 03/25/1974
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 11/26/1991 User-ID: CLELLAND Subject: COPIED FROM REMARKS
ACREAGE DISTRIBUTION ON LICENSE APPEARS TO BE INCORRECT, AS WE HAVE NOT CHANGED THE IRRIGATION SYSTEM SINCE WE BOUGHT THE FARM IN 1979.
LAND IN SESW SEC. 21 & NENW SEC. 28 WAS DRIED UP IN 1982 SO SENE & NESE SEC. 29 COULD BE IRRIGATED. APPLICATION FOR PERMIT WAS MADE IN 1985 TO COVER THESE LANDS.
WATER RIGHT SPLIT: TRANSFER #3684
JANSS-- 13.16 CFS, A36-07460A
BRANCHFLOWER--1.04 CFS, A36-07460B

Date: 12/23/1991 User-ID: CLELLAND Subject: TRANSFER 3767 INFO
THE RECOMMENDATIONS LISTED HERE ARE THE SAME AS IN R36-07460A.
HOWEVER, TRANSFER 3767 HAS BEEN ALLOWED SINCE THE PERIOD OF FIVE YEAR NON-USE OF PORTIONS OF THIS RIGHT RANGED FROM 1987 TO 1991 AND THE TRANSFER WAS FILED IN 1990. IT APPEARS THAT IS THE LAST PENDING TRANSFER AGAINST THE FORFEITED/ABANDONED PORTION OF THIS RIGHT. ANY FURTHER TRANSFERS ON THE NON-IRRIGATED PORTION OF THIS RIGHT SHOULD NOT BE ALLOWED.

Date: 03/18/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4051
Transfer No. 4051 was filed to change the point of diversion and the place of use under a portion of Right No. 36-07460C, splitting the right into parts H and J. The transfer was processed using the SRBA Claim as recommended to the court and will be stored under an X prefix on the water right database pending conclusion of the adjudication.

Date: 01/31/1996 User-ID: MBALDWIN Subject: TRANSFER NO. 4761

=====

Comments: Date: 01/31/1996 User-ID: MBALDWIN Subject: TRANSFER NO. 4761
T# 4761 filed on 12/22/95 proposes to add diversion point(s),
change place of use, change nature of use, change period of use,
and split right.
T# 4761 proposes to convert a portion of the right from irr. to
dairy use.
Two (2) points of diversion within NWNWNW, S22, T8S, R25E.
One (1) point of diversion within NWNENW, S22, T8S, R25E.
One new well will be drilled.
Based on adjusted rates per SRBA stipulation agreement.

Audit: 01/31/96 MBALDWIN 02/01/96 MBALDWIN 02/08/96 MBALDWIN 04/02/96 PSKAGGS

AJ5809NP
No. 36-13611

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/02/96
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVEN WHITESIDES	08/01/1981	STOCKWATER	01-01 12-31	0.20 CFS	
			DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.24 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R25E S22 NENWNW MINIDOKA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
08S	25E	22	:												
			:	S											

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
08S	25E	22	:												
			:	D											

POU County: MINIDOKA

Non-Irrigation Uses: DOMESTIC 1 HOUSE, STOCKWATER 350 DAIRY

Other Rights: NONE.

Remarks: GEN PARCEL NO. RP08S25E2200A2

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 07/11/91 WHITE 07/21/92 POST-STD 11/02/92 CPSHAW 12/05/92 ADT-SHAW
03/29/95 POST-STD

T#4761

AJ5809NP
No. 36-13610

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/02/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE D WHITESIDES	04/01/1958	STOCKWATER	01-01 12-31	0.20 CFS	
			DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.24 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R25E S22 NW1/4 NW1/4 MINIDOKA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08S	25E	22	:				:				:				:
			:				:				:				:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08S	25E	22	:				:				:				:
			:				:				:				:

POU County: MINIDOKA

Non-Irrigation Uses: DOMESTIC 1 HOUSE, STOCKWATER 350 DAIRY

Other Rights: NONE.

Remarks: GEN PARCEL NO. RP08S25E2200A1

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 07/11/91 WHITE 07/21/92 POST-STD 11/02/92 CPSHAW 12/05/92 ADT-SHAW
03/29/95 POST-STD

T#4761

FILE NUMBER _____ File Dairy
 REVIEWER _____ jes 1-30-96

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 1000
 NUMBER OF NONMILKING CATTLE _____ 200
 IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
 IF ANAEROBIC, ENTER ZERO _____ 5.0
 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 _____ 1
 NUMBER OF MILKINGS PER DAY _____ 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____ 0.65
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.65
 NONMILKING CATTLE @12 GPD/HD _____ 0.04
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.04
 TOTAL (BASED UPON ROUNDED NUMBERS) _____ 0.69

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE @35 GPD/HD _____ 39.2
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 40.0
 NONMILKING CATTLE @12 GPD/HD _____ 2.7
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 2.7
 TOTAL (BASED UPON ROUNDED NUMBERS) _____ ~~42.7~~ 48.9

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.4
 PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
 CATTLE WASHING BASED UPON METHOD OF WASHING _____ 1.1
 TOTAL _____ 1.6

TOTAL DIVERSION VOLUME _____ ~~44.3~~ 43.5

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER

MILKING _____ 5.8
 NONMILKING _____ 0.0
 TOTAL _____ 5.8

COMMERCIAL _____ 1.6

TOTAL CONSUMPTIVE USE _____ 7.4

* 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) _____	5.00	5.00	5.00
LIFT (FT) _____	188	188	200
DISCHARGE PRESSURE (PSI) _____	40	40	35
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * _____ **0.11 0.11 0.11**

DIVERSION VOLUME (AFA) ** _____ 79.5 79.5 79.4

* 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.

RECEIVED

APR 18 1996

T # 4765

FILE NUMBER _____
REVIEWER _____

Whitesides
DRJ 1/22/96

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 1880
NUMBER OF NONMILKING CATTLE _____ 1560
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO _____ 5.0
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 _____ 1.22
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 1.23
NONMILKING CATTLE @12 GPD/HD _____ 0.35
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.36
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 1.59

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE @35 GPD/HD _____ 73.7
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 76.0
NONMILKING CATTLE @12 GPD/HD _____ 21.0
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 22.0
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 97.0

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING _____ 67.0
TOTAL _____ 67.5

TOTAL DIVERSION VOLUME _____ 164.5

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER

MILKING _____ 11.0
NONMILKING _____ 0.0
TOTAL _____ 11.0

COMMERCIAL

_____ 20.0
TOTAL CONSUMPTIVE USE _____ 31.0

* 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) _____	10.00	7.50	5.00
LIFT (FT) _____	200	200	200
DISCHARGE PRESSURE (PSI) _____	40	40	35
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * --- 0.21 0.16 0.11

DIVERSION VOLUME (AFA) ** --- 152.5 114.4 79.4

* 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.

APR 18 1996

FILE NUMBER _____ Whitesides
REVIEWER _____ DRJ 1/18/96

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 1880
NUMBER OF NONMILKING CATTLE _____ 1560
IF LAAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO _____ 5.0
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 _____ 1
NUMBER OF MILKINGS PER DAY _____ 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD _____ 1.22
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 1.23
NONMILKING CATTLE @12 GPD/HD _____ 0.35
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.36
TOTAL (BASED UPON ROUNDED NUMBERS) _____ 1.59

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE @35 GPD/HD _____ 73.7
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 75.0
NONMILKING CATTLE @12 GPD/HD _____ 21.0
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 22.0
TOTAL (BASED UPON ROUNDED NUMBERS) _____ **97.0**

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR _____ 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING _____ 2.1
TOTAL _____ **2.6**

TOTAL DIVERSION VOLUME _____ **99.6**

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER

MILKING _____ 11.0
NONMILKING _____ 0.0
TOTAL _____ 11.0

COMMERCIAL _____ 2.6

TOTAL CONSUMPTIVE USE _____ 13.6

* 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) _____	10.00	7.50	5.00
LIFT (FT) _____	200	200	200
DISCHARGE PRESSURE (PSI) _____	35	35	35
FRICTION LOSSES (FT) _____	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * _____

0.22 0.16 0.11

DIVERSION VOLUME (AFA) ** _____

158.8 119.1 79.4

* 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.

APR 1 8 1996



University of Idaho
Cooperative Extension System

Twin Falls County
246 3rd Avenue East
Twin Falls, ID 83301

Fax Cover Sheet

DATE:	November 15, 1995	TIME:	3:51 PM
TO:	Steve Whitesides Rupert, ID	PHONE:	
		FAX:	208-531-4466
FROM:	Bob Ohlensehien Twin Falls Co.	PHONE:	734-9590
		FAX:	733-9645
RE:	Inland Marine Insurance with trauma coverage		

Number of pages including cover sheet: 6

Message: Steve I hope this will be of help to you. If you have questions please give me a call.

Bob

RECORDED

APR 18 1996

Change in nature of use analysis

DAIRY WASTE SYSTEM DESIGN
PROGRAM WRITTEN BY
ROBERT OHLENSEHLEN
EXTENSION AGRICULTURAL AGENT
TWIN FALLS COUNTY

PLAN PREPARED FOR:

WHITESIDE DARIY PROP

Date Prepared: 11/15/95

RUPERT

PLAN PREPARED BY:

Robert Ohlensehlen
Extension Ag Agent
246 3RD. AVE. EAST
TWIN FALLS, ID 83301

MILKING HERD INFORMATION:

Number of Milking Cows in the Herd.....	1880
Number of Dry Cows in the Herd.....	240
Average Weight of Mature Cows.....	1400

REPLACEMENT ANIMAL INFORMATION:

Number of Calves Weighing from 100 - 300 lbs.....	264	} 1320
Number of Calves Weighing from 300 - 500 lbs.....	264	
Number of Calves Weighing from 500 - 700 lbs.....	264	
Number of Calves Weighing from 700 - 900 lbs.....	264	
Number of Calves Weighing from 900 -1100 lbs.....	264	

TOTAL NUMBER OF ANIMALS ON SITE..... 3440 Head

WASTE PRODUCED BY HERD ON A DAILY BASIS

Waste Produced by Cows on a Daily Basis.....	4066	cu.ft.
Waste Produced by Calves Weighing from 100 - 300 lbs...	109	cu.ft.
Waste Produced by Calves Weighing from 300 - 500 lbs...	181	cu.ft.
Waste Produced by Calves Weighing from 500 - 700 lbs...	253	cu.ft.
Waste Produced by Calves Weighing from 700 - 900 lbs...	326	cu.ft.
Waste Produced by Calves Weighing from 900 -1100 lbs...	398	cu.ft.

TOTAL MANURE PRODUCTION PER DAY..... 5332 cu.ft.

APR 18 1996

Liquid Storage System Design

PLAN PREPARED FOR:

WHITESIDE DARIY PROP

Date Prepared: 11/15/95

RUPERT

PLAN PREPARED BY:

Robert Ohlensehlen

Extension Ag Agent

GENERAL INFORMATION:

Manure Reduction due to Solid Separation.....	65 %
Times Per Day Cows Are Being Milked.....	3
% of Milking Herd Manure Produced Being Stored as Liquid.....	15 %
Daily Manure From Milking Herd Stored in Lagoon.....	537 cu.ft.
% of Replacement Herd Manure Produced Being Stored as Liquid.....	0 %
Daily Manure From Replacement Herd Stored in Lagoon.....	0 cu.ft.
Total Manure Stored from Herd Stored in Lagoon.....	537 cu.ft.

PARLOR WASTE BEING STORED:

Number of Sprinklers in Holding Pen.....	100
Sprinkler Output in Gallons Per Minute.....	5 gal.
Minutes Per Day Spinklers Are Being Used.....	60 min.
Total Gallons of Water Used In Holding Pen (Daily).....	31000 gal.
Enter Amount of Water Used to Clean Bulk Tank.....	60 gal.
Enter Amount of Water Used to Clean Pipeline.....	600 gal.
Enter Amount of Water Used for Miscellaneous Cleanup.....	45 gal.
Enter Amount of Water Used for Cow Prep.....	940 gal.
Enter Amount of Water Used to Wash the Parlor Floor.....	200 gal.
Enter Amount of Water Used to Wash Milk House Floor.....	30 gal.
Enter Amount of Water From Cooling Systems Added To Lagoon..	0 gal.

TOTAL WATER USED IN BARN AND HOLDING PEN PER DAY..... 32874 gal. ←

TOTAL CU.FT. OF WATER USED IN BARN AND HOLDING PEN PER DAY.. 4383 cu.ft.

TOTAL CU.FT. OF WATER PLUS MANURE STORED PER DAY..... 4921 cu.ft.

RUNOFF CONTRIBUTING TO STORAGE:

AREA 1 - 1680 ft. x 1650 ft.	Slope - 2 %	Runoff - 228845 cu.ft.
AREA 2 - 0 ft. x 0 ft.	Slope - 0 %	Runoff - 0 cu.ft.
AREA 3 - 0 ft. x 0 ft.	Slope - 0 %	Runoff - 0 cu.ft.
AREA 4 - 0 ft. x 0 ft.	Slope - 0 %	Runoff - 0 cu.ft.
AREA 5 - 0 ft. x 0 ft.	Slope - 0 %	Runoff - 0 cu.ft.

Total Runoff from 25 year 24 hour Storm Event..... 228845 cu.ft.

Winter Precipitation From 1 in 5 Year to Be Contained.. 231000 cu.ft.

TOTAL Runoff From Winter Precip. + Storm Event..... 459845 cu.ft.

SUMMARY OF LIQUIDS TO BE STORED:

Total Number of Days of Storage Required.....	180 days
Total Process Water Being Stored in Lagoon.....	788986 cu.ft.
Percent of Runoff Being Stored in Lagoon.....	100 %
Total of Runoff Water To Be Stored in Lagoon.....	459845 cu.ft.
Manure To Be Stored in Lagoon.....	96725 cu.ft.

LAGOON STORAGE REQUIRED (PRIMARY LAGOON)..... 1345556 cu.ft.

ADDITIONAL RUNOFF STORAGE REQUIRED..... 0 cu.ft.

WHITESIDES DAIRY PROPOSAL									
ESTIMATED WATER USAGE									
DRINKING / PROCESS/ WASHPEN									
Milking Herd...						2120	Cows		
Replacements						1320	Heifers		
Drinking Water Requirements									
Milking Herd		% of herd	High Consumption		Low Consumption		Average Consumption		
			per Day		per Day		per Day		
Lactating Cows		83	45.7 gal		22 gal		33.85 gal		
Dry Cows		17	16.2 gal		9.7 gal		12.95 gal		
		Consumption / 1 cow/day (gal)	40.69 gal		19.91 gal		30.297 gal		
		Consumption/1cow/year (gal)	14850.03 gal		7266.79 gal		11058.405 gal		
		Consumption/1cow/year (CuFt)	1985.3 Cu.Ft.		971.5 Cu.Ft.		1478.4 Cu.Ft.		
Replacements		% of Replacements	High Consumption		Low Consumption		Average Consumption		
			per Day		per Day		per Day		
16-24 months		38	14.5 gal		8.70 gal		11.6 gal		
13-15 months		12	10.6 gal		6.30 gal		8.45 gal		
9-12 months		17	6.1 gal		3.70 gal		4.9 gal		
5-8 months		17	3.3 gal		2.00 gal		2.65 gal		
3-4 months		8	3.3 gal		2.00 gal		2.65 gal		
0-2 months		8	1 gal		0.75 gal		0.875 gal		
		Consumption / 1 heifer/day (gal)	11.46 gal		6.91 gal		9.19 gal		
		Consumption/1heifer/year (gal)	4184.00 gal		2522.62 gal		3353.255 gal		
		Consumption/1heifer/year (CuFt)	559.3576 Cu.Ft.		337.2346 Cu.Ft.		448.30 Cu.Ft.		
Annual Milking Herd Drinking Water									
(Includes Dry Cows)									
			High Intake.....	31,482,053	Gallons			4,254,331	Cu.Ft.
			Average Intake.....	23,443,819	Gallons			3,168,084	Cu.Ft.
			Low Intake.....	15,405,584	Gallons			2,081,836	Cu.Ft.
Annual Replacement Drinking Water.....									
			High Intake.....	5,522,873	Gallons			746,334	Cu.Ft.
			Average Intake.....	4,426,297	Gallons			598,148	Cu.Ft.
			Low Intake.....	3,329,720	Gallons			449,962	Cu.Ft.
Barn Water Use from Waste System...									
			Daily.....	32,874	Gallons			4,442	Cu.Ft.
			Annual.....	11,999,010	Gallons			1,621,488	Cu.Ft.
All Water Used									
			High Usage.....	49,003,936	Gallons			6,551,328	Cu.Ft.
			Average Usage.....	39,869,125	Gallons			5,330,097	Cu.Ft.
			Low Usage.....	30,734,314	Gallons			4,108,866	Cu.Ft.
Acre Feet/ cfs at Varing Use Levels									
			High Usage.....	150.4	Acre Ft.			0.21	cfs
			Average Usage.....	122.4	Acre Ft.			0.17	cfs
			Low Usage.....	94.3	Acre Ft.			0.13	cfs



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

February 26, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

STEVE &/OR BRENT WHITESIDES
700 N 719 E
RUPERT ID 83350

Re: Application for Transfer No. 4761 (36-07460 Part)

Dear Applicants:

Legal advertising has been completed on the above referenced application. To the best of our knowledge, no protests have been received as of this date.

Before we can forward your application to our state office for approval, we must include in the file evidence of ownership of the land to which the water is appurtenant. We are currently awaiting the submittal of a Modified Stipulation by Mr. Branchflower that would meet this requirement.

We will continue to hold the application until the requested information is received.

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

Sincerely yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

APR 18 1996

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that STEVE &/OR BRENT WHITESIDES, 700N 719E; RUPERT ID 83350 have applied to the Department of Water Resources to change the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4761.

The purpose of this application is to convert a portion of the water right from irrigation to dairy use. This change will result in the addition of point(s) of diversion, a change in the place of use and the period of use as well as split the water right.

PROPOSED CHANGES:

Proposed Water Right No. 36-07460L with a priority date of 3/25/1974 will be used from 1/1 to 12/31 for 3440 head stockwater use (0.38 cfs) and dairy barn commercial use (0.17 cfs). Proposed points of diversion within NW1/4NW1/4NW1/4 (two wells); and NW1/4NE1/4NW1/4 (one well); both in S22, T8S, R25E; Minidoka County to be used for stockwater within NE1/4NW1/4, NW1/4NW1/4, SW1/4NW1/4 and for commercial use within NW1/4NW1/4, S22, T8S, R25E. A total of 0.55 cfs of water will be transferred.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before February 22, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Hughes, Director

Published in the South Idaho Press on February 6 and 12, 1996.

SOUTH IDAHO PRESS BURLEY, IDAHO AFFIDAVIT OF PUBLICATION

RECEIVED

Department of Water Resources
Southern Region

)
) ss
)

being first duly sworn, deposes and says that she is the General South Idaho Press, a daily newspaper published at Burley, Idaho, in said and that the paper is of general circulation therein. Deponent at the printed notice attached hereto was duly published according to editions of the South Idaho Press for TWO consecutive week(s), in the issue dated February 6 1996, and ending with the issue 12/19/96.

Kary D Miller

12 day of February in the year of 1996 before me, a Notary Public, appeared Kary D. Miller, known or identified to me to be the person subscribed to the within instrument, and being by me first duly sworn, she statements therein are true, and acknowledged to me that she ne.

Shawn Burns
Notary Public for Idaho

Residing at: Rupert, Idaho

My commission expires: 6-28-2000

Cost of Publication 410.44

Notary Fee 50

Total Cost 460.94

OK MB
2/26/96

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

RECEIVED

FEB 23 1996

Department of Water Resources
Southern Region

County of Cassia)
) ss
STATE OF IDAHO)

Kary D. Miller, being first duly sworn, deposes and says that she is the General Manager of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for TWO consecutive week(s), commencing with the issue dated February 6 1996, and ending with the issue dated February 12 1996.

Kary D Miller

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 21st day of February in the year of 1996 before me, a Notary Public, personally appeared Kary D. Miller, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Laurie Burns

Notary Public for Idaho

Residing at: Rupert, Idaho

My commission expires: 6-28-2000

Cost of Publication 40.44

Notary Fee .50

Total Cost 40.94

APR 18 1996
2/26/96

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

Notice is hereby given that STEVE &/OR BRENT WHITESIDES, 700N 719E; RUPERT ID 83350 have applied to the Department of Water Resources to change the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4761.

The purpose of this application is to convert a portion of the water right from irrigation to dairy use. This change will result in the addition of point(s) of diversion, a change in the place of use and the period of use as well as split the water right.

PROPOSED CHANGES:

Proposed Water Right No. 36-07460L with a priority date of 3/25/1974 will be used from 1/1 to 12/31 for 3440 head stockwater use (0.38 cfs) and dairy barn commercial use (0.17 cfs). Proposed points of diversion within NW1/4NW1/4NW1/4 (two wells); and NW1/4NE1/4NW1/4 (one well); both in S22, T8S, R25E; Minidoka County to be used for stockwater within NE1/4NW1/4, NW1/4NW1/4, SW1/4NW1/4 and for commercial use within NW1/4NW1/4, S22, T8S, R25E. A total of 0.55 cfs of water will be transferred.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before February 22, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on
2/5 & 2/12/96.

RECEIVED
APR 1 8 1996

1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

January 31, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

*ATTN: Michelle -
Filed to you on 1/31/96*

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED

APR 18 1996

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that STEVE &/OR BRENT WHITESIDES, 700N 719E; RUPERT ID 83350 have applied to the Department of Water Resources to change the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4761.

The purpose of this application is to convert a portion of the water right from irrigation to dairy use. This change will result in the addition of point(s) of diversion, a change in the place of use and the period of use as well as split the water right.

PROPOSED CHANGES:

Proposed Water Right No. 36-07460L with a priority date of 3/25/1974 will be used from 1/1 to 12/31 for 3440 head stockwater use (0.38 cfs) and dairy barn commercial use (0.17 cfs). Proposed points of diversion within NW1/4NW1/4NW1/4 (two wells); and NW1/4NE1/4NW1/4 (one well); both in S22, T8S, R25E; Minidoka County to be used for stockwater within NE1/4NW1/4, NW1/4NW1/4, SW1/4NW1/4 and for commercial use within NW1/4NW1/4, S22, T8S, R25E. A total of 0.55 cfs of water will be transferred.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before February 22, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on 2/5 & 2/12/96.

RECEIVED
APR 6 1996
SOUTHERN REGION
DEPARTMENT OF WATER RESOURCES
TWIN FALLS, IDAHO



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

January 31, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

STEVE &/OR BRENT WHITESIDES
700 N 719 E
RUPERT ID 83350

Re: Application for Transfer No. 4761 (36-07460 Part)

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the South Idaho Press for 2/5 and 2/12/96. The advertisement will be published for two weeks, and 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.

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.

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

Sincerely yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

APR 18 1996

MEMORANDUM

TO: Whitesides Transfer File (Right X36-07460H)

FROM: Corey Skinner *CS*

DATE: January 31, 1996

SUBJECT: Staff Review

The enclosed transfer application, filed by Steve &/or Brent Whitesides, seeks to modify (convert some irrigation use to stock and commercial use for a dairy) a portion of claim X36-07460H that has been split from claim 36-07460C. Mike Branchflower and Janss Farms own claim 36-07460C and Branchflower's portion (3.43 cfs for 193 acres) will be described in a modified stipulation that is to be submitted sometime in the near future (As of today, the incorrect original stipulation is in this transfer application file, but needs to be replaced once the modified stipulation is received). In addition, an updated deed of sale between Branchflower and Whitesides (showing 0.55 cfs instead of 0.49 cfs) needs to be submitted to replace the incorrect deed of sale that is currently in this transfer application file. This modified stipulation and updated deed of sale were requested in a 01/24/96 letter from Douglas Jones, of IDWR, to Mike Branchflower. These documents, when submitted, will detail the chain of ownership of the portion of the claim that is being transferred from Branchflower to Whitesides' dairy in this transfer application. In addition, these documents, when submitted, should suffice as proof of the validity of claim 36-07460C (and subsequent transfers, including claim X36-07460H which is the base for this transfer).

Other than the items discussed in the proceeding paragraph, this transfer is pretty straight forward. There appears to be no expansion in the conversion from irrigation use to stockwater and commercial use. In addition, the only overlapping water rights at the new proposed place of use are those listed on the transfer application (claims 36-13610 & 36-13611).

T # 4761

RECEIVED
FEB 17 1983
Department of Water Resources
District Office

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 36-7460 Priority March 25, 1974 Amount 14.2 cfs

THIS IS TO CERTIFY, that Janss Investment Corp.
of Thousand Oaks, California, has complied with the terms and conditions of Permit
No. 36-7460 issued pursuant to Application for Permit dated March 25, 1974
and has submitted proof to the Department of Water Resources on February 2, 1979
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 14.2 of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>14.2</u> cfs and	<u>3600.0</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 14.2 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3600.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21; NW $\frac{1}{4}$ NE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28; Twp. 7S, Rge. 14E in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	14E	20																	33
		21											40	40	33	33	40	33	219
		28	33	40	38	39	40	40	40	40	40	38	35	39	40	35	39	39	615
		29	33																33

Total number of acres irrigated 900

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of January, 19 83


Director

36-7460

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 08/08/95

PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

36-07460

Split into 36-07460A & B.

36-07460A

Split into 36-07460C & D by Trans. #3767.

36-07460B

BRANCHFLOWER , MIKE

1.04

36-07460C

JANSS INVESTMENT CORP.

12.72

36-07460D

BRANCHFLOWER , MIKE

0.44

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 08/08/95

PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

T36-07460G2 BRANCHFLOWER , MIKE

0.19

pending xfer

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 08/08/95

PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

X36-07460E	BRANCHFLOWER , MIKE	0.13
X36-07460F	BRANCHFLOWER , MIKE	0.12
X36-07460G	BRANCHFLOWER , MIKE	0.19
X36-07460H	JANSS FARMS	9.06
X36-07460J	BRANCHFLOWER , MIKE	1.38

water right database (not adj.) reflection
of transfers approved since Director's report
was prepared.

Post-It® Fax Note	7671	Date 8/8	# of pages 4
To Mary		From [Signature]	
Co/Dept.		Cc.	
Phone #		Phone #	
Fax #		Fax #	