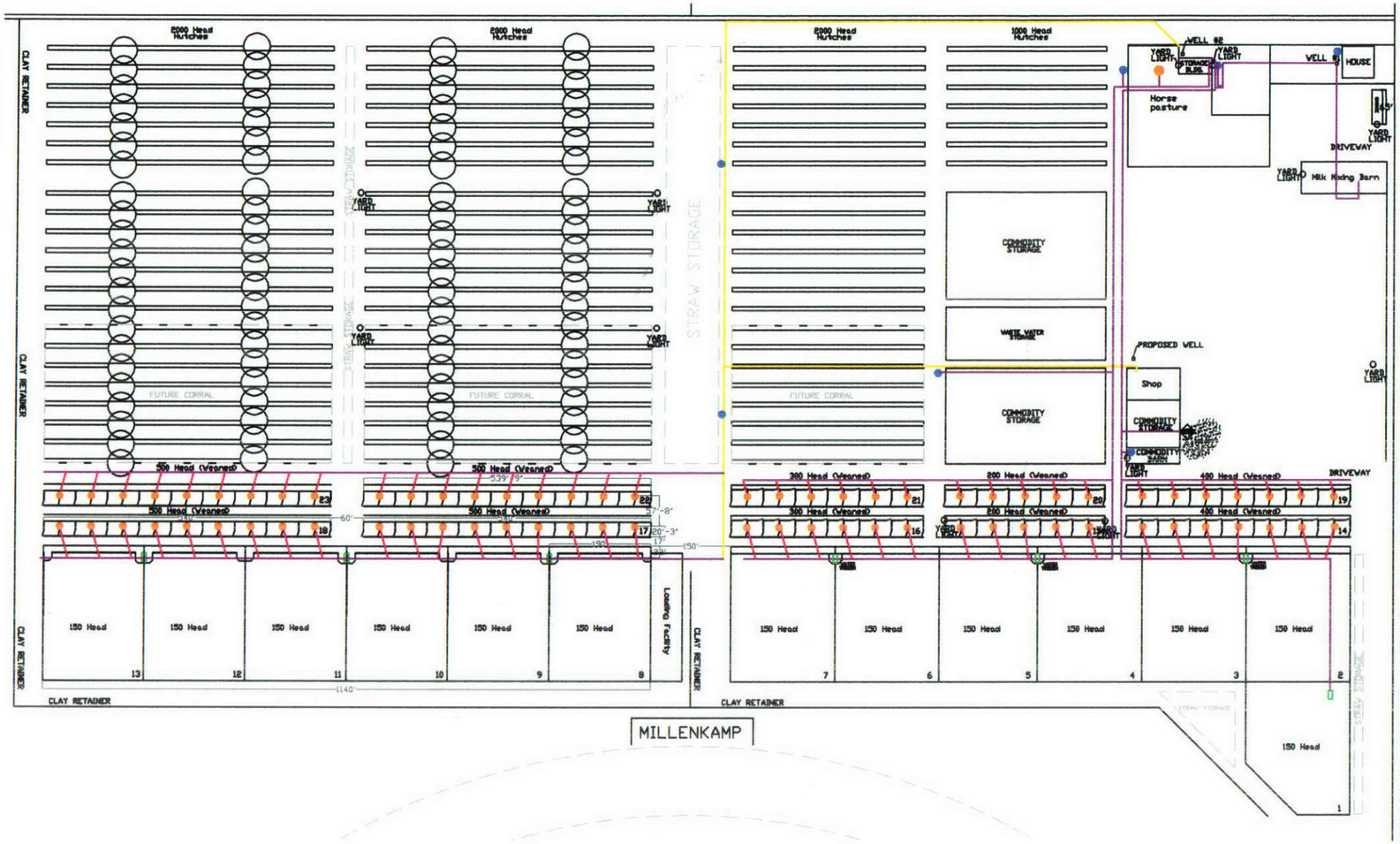
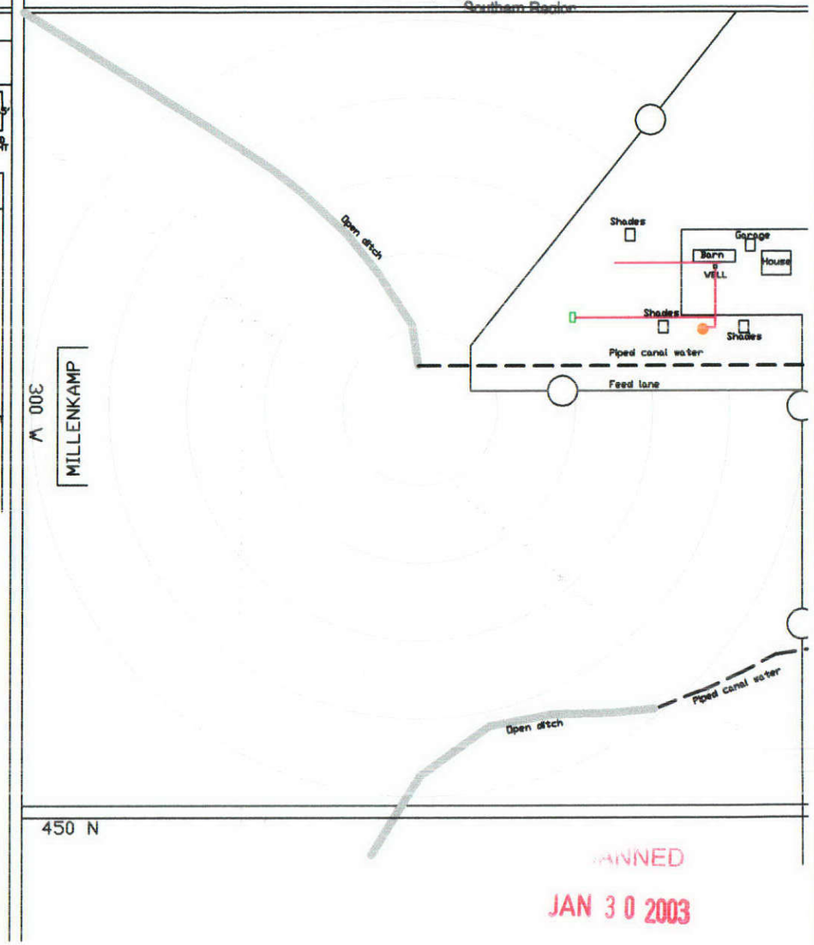
MILLENKAMP CATTLE

RECEIVED
JAN 30 2003
Department of Water Resources
Southern Region





3" Galvanized Pipe

1 ½" Galvanized Pipe

¾" Galvanized Pipe

Concrete Water Tank

Hydrant

Ritchie Water Trough

N

SCALE: 1"=250'

PLANNED
JAN 30 2003

THIS DRAWING HAS BEEN PREPARED BY BROCKWAY ENGINEERING, PLLC FOR A SPECIFIC PROJECT TAKING INTO ACCOUNT THE SPECIFIC AND UNIQUE REQUIREMENTS OF THE PROJECT. REUSE OF THIS DRAWING FOR ANY PURPOSE IS PROHIBITED UNLESS WRITTEN PERMISSION FROM BOTH BROCKWAY ENGINEERING & THE CLIENT IS GRANTED.

REV	DESCRIPTION	DATE	APPD.	REFERENCE DRAWINGS

(11 X 17 DWG ONLY)

BROCKWAY ENGINEERING, PLLC
HYDRAULICS - HYDROLOGY - WATER RESOURCES
2016 NORTH WASHINGTON, SUITE 4
TWIN FALLS, ID 83301
(208) 736-8543

MILLENKAMP CATTLE

ALR January 29, 2003

PROJECT # 611-01-2003

DWG # 1

REV △

December 2002

December 2002

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					December 1
2	3	4	5	6	7
					8
9	10	11	12	13	14
					15
16	17	18	19	20	21
available					22
23	24	25	26	27	28
available		CHRISTMAS DAY	available		29
30	31				
available					

MICROFILMED
DEC 17 2003

December 2002

RECEIVED
DEC 19 2002
Department of Water Resources
Southern Region

December 2002

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					December 1
2	3	4	5	6	7
					8
9	10	11	12	13	14
					15
16	17	18	19	20	21
					22
23	24	25 CHRISTMAS DAY	26	27	28
					29
30	31				

MICROFILMED
DEC 17 2003

WALKING G RANCH
William or Judy Gulley
450 North 242 West
Jerome, Idaho 83338

AFFIDAVIT of PUBLICATION

RECEIVED
NOV 13 2002
Department of Water Resources
Southern Region

State of Idaho
County of Jerome } ss.

Norma DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 31st day of October, 2002, and the date of the last publication was on the 7th day of November, 2002

Norma DeVoe

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

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho
Residing at Jerome
My commission expires: 12/3/05

#9402/43267
OK mb 11/21/02

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x

_____	Lines tabular at	_____	8.0¢/Pica
371.25	Lines straight at	25.99	7.0¢/Pica
371.25	Subsequent lines at	22.28	6.0¢/Pica
	Affidavit Fee:	2.50	
	TOTAL COST	50.77	

COPY OF NOTICE

(Paste Here)

Millenkamp
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF
I.D.W.R.
BILL TO

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 Jerome County: WILLIAM J. & SUSAN MILLENKAMP, 471 N 300 W; JEROME ID 83338 filed Application No. 70145 on 9/6/02 for diversion of 0.33 cfs from ground water. Transfer proposes to expand facility place of use, no increase in animal numbers, and add a point of diversion. Location is 4.5 miles North and 3 miles West of Jerome, Idaho. 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
PUB: 10/31 - 11/7 N43267

9402

43267

MICROFILMED
DEC 17 2003

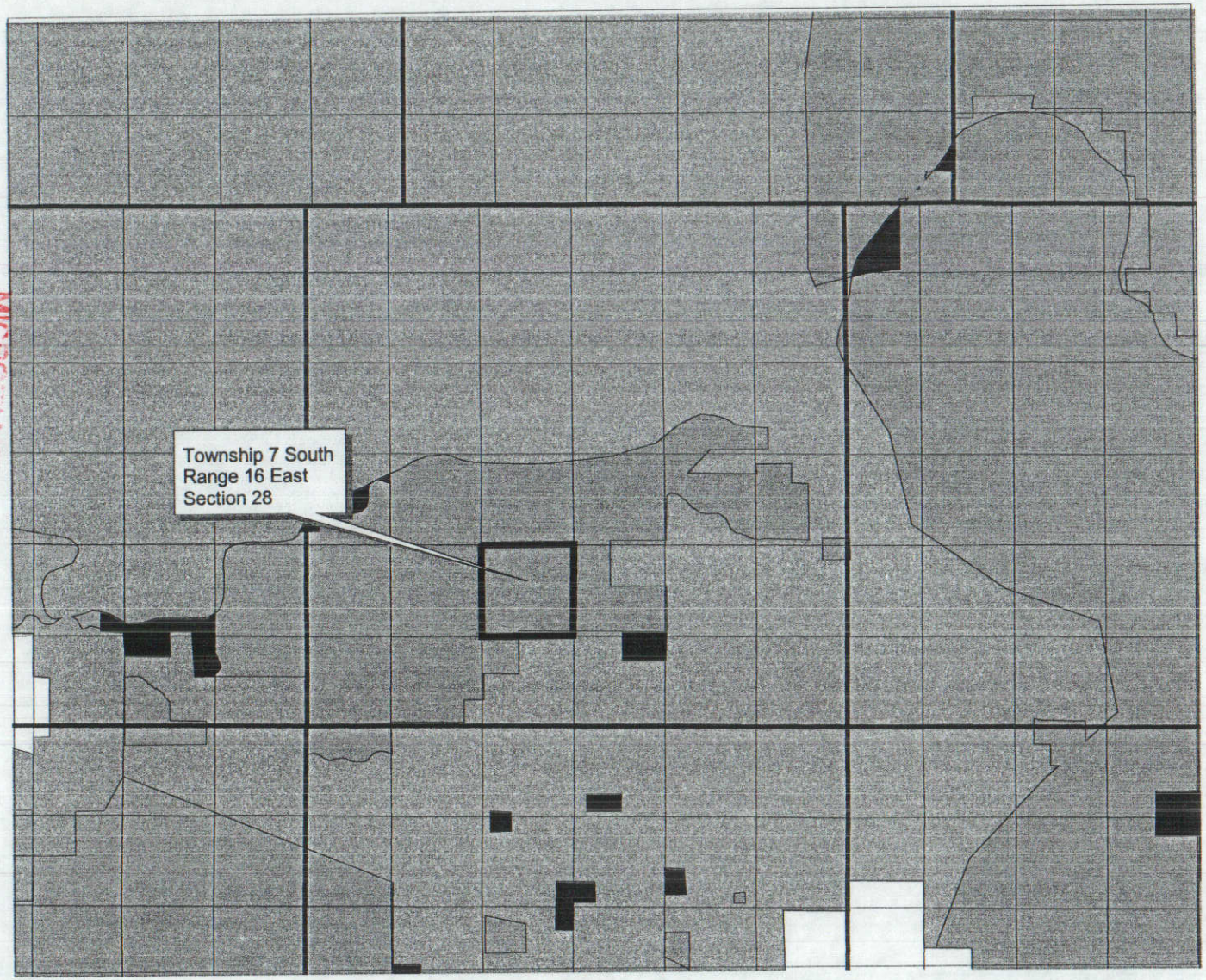


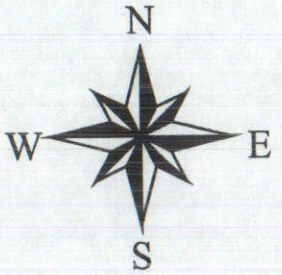




Exhibit G

T7S R16E Section 28 Ground Water Vulnerability





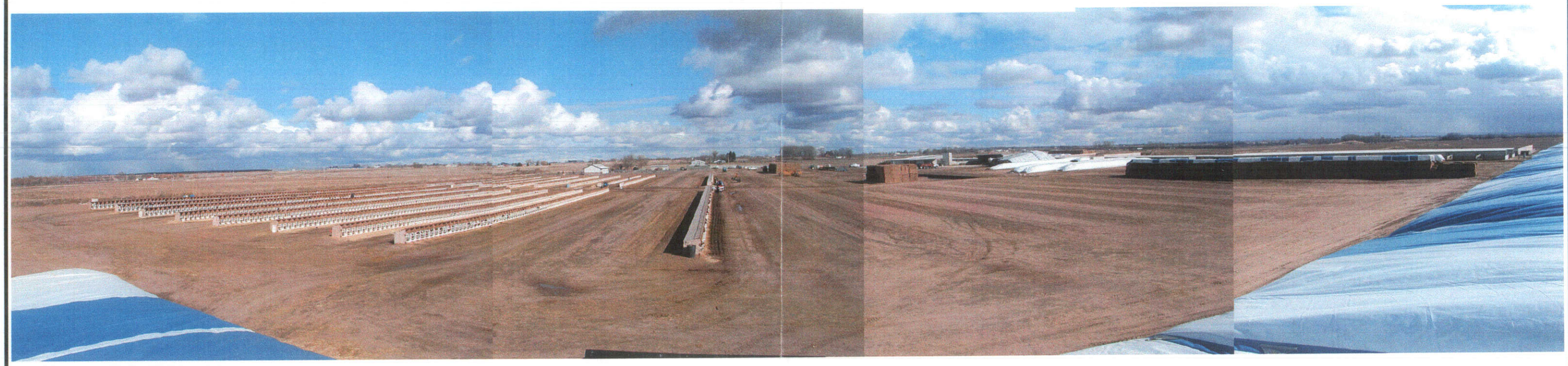
Department of Water Resources
PROTESTANT'S
Exhibit G
Date Admitted 3/11/03

Low
Moderate
High
Very High

IDWR lc 07/24/02

MICROFILMED
DEC 17 2003

Millenkamp Cattle



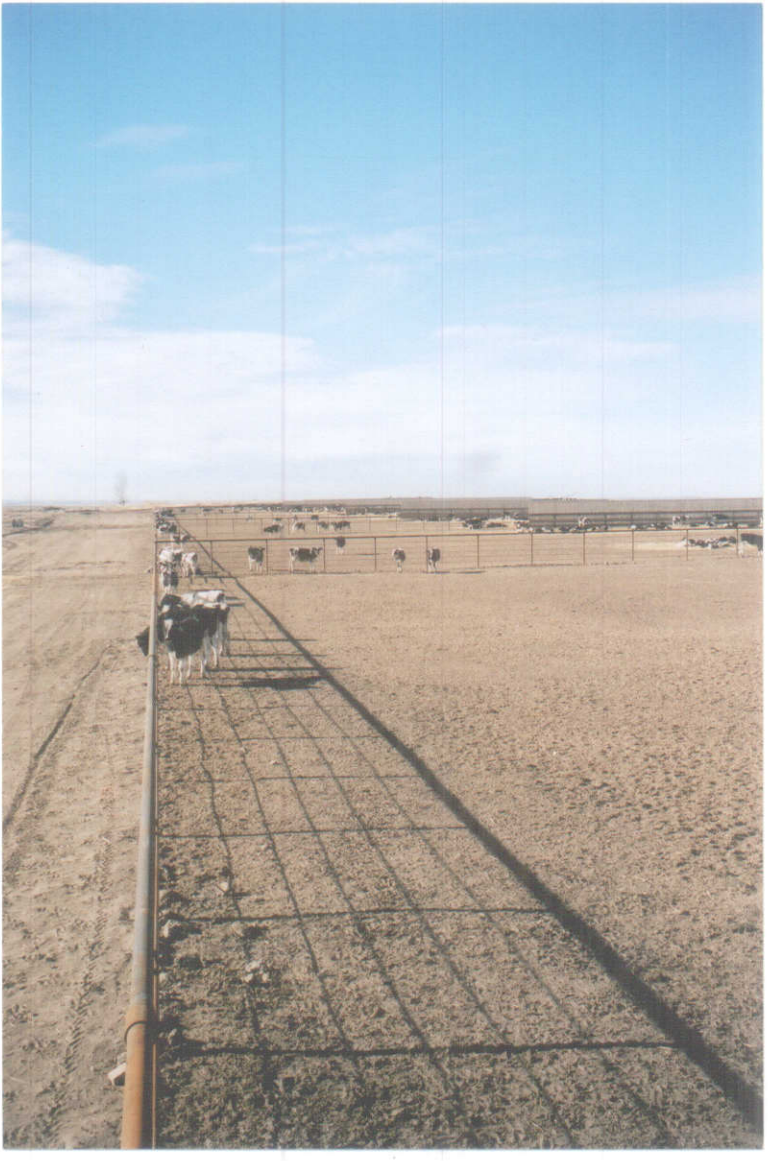
Department of Water Resources
APPLICANT'S
Exhibit YES
Date Admitted 3/11/03

EXHIBIT
tabbies
01

Brockway Engineering, PLLC

February 20, 2003







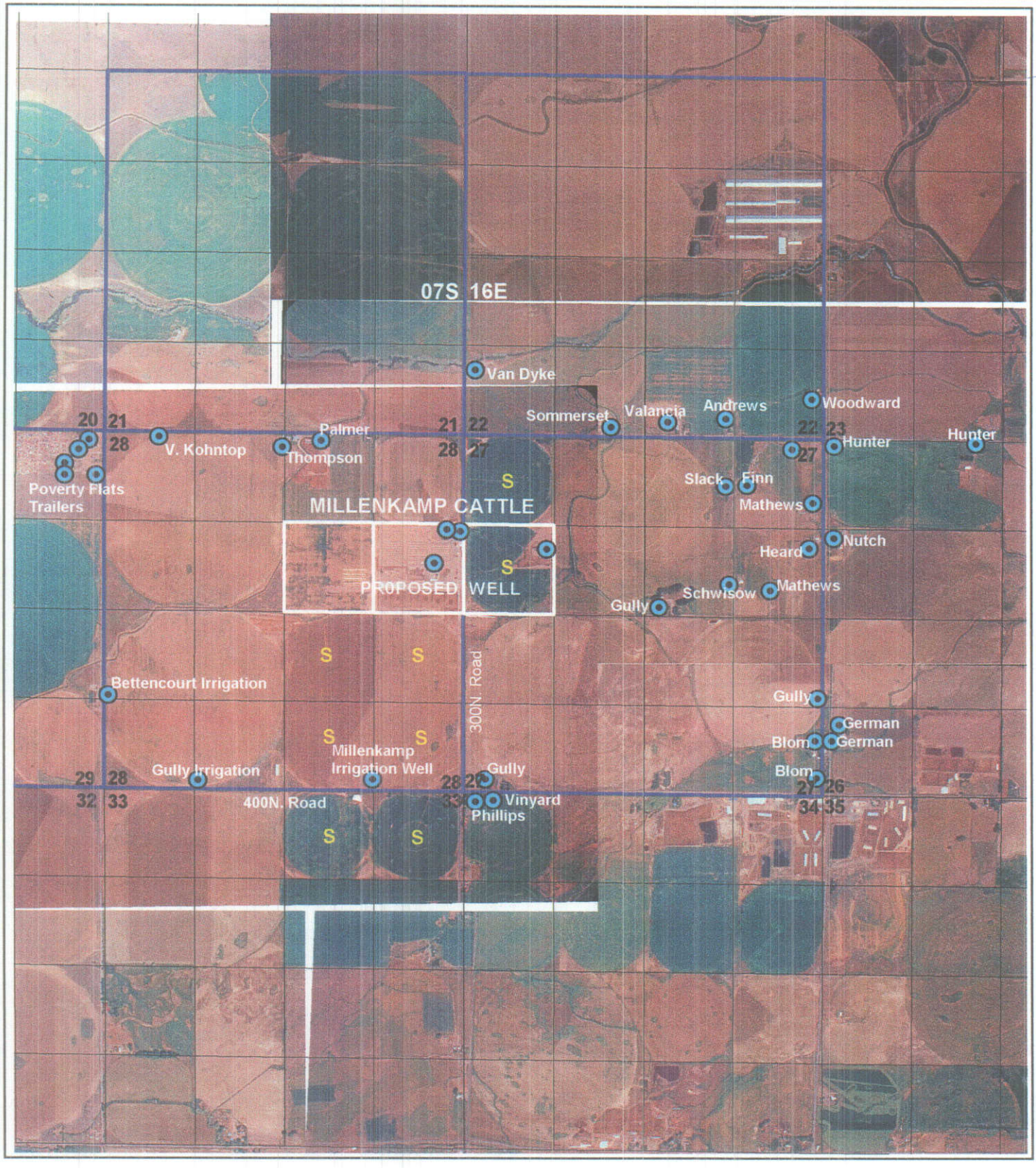












Location Map
Millenkamp Cattle
Proposed New Well
2002 Aerial Photo

S= Solids Application

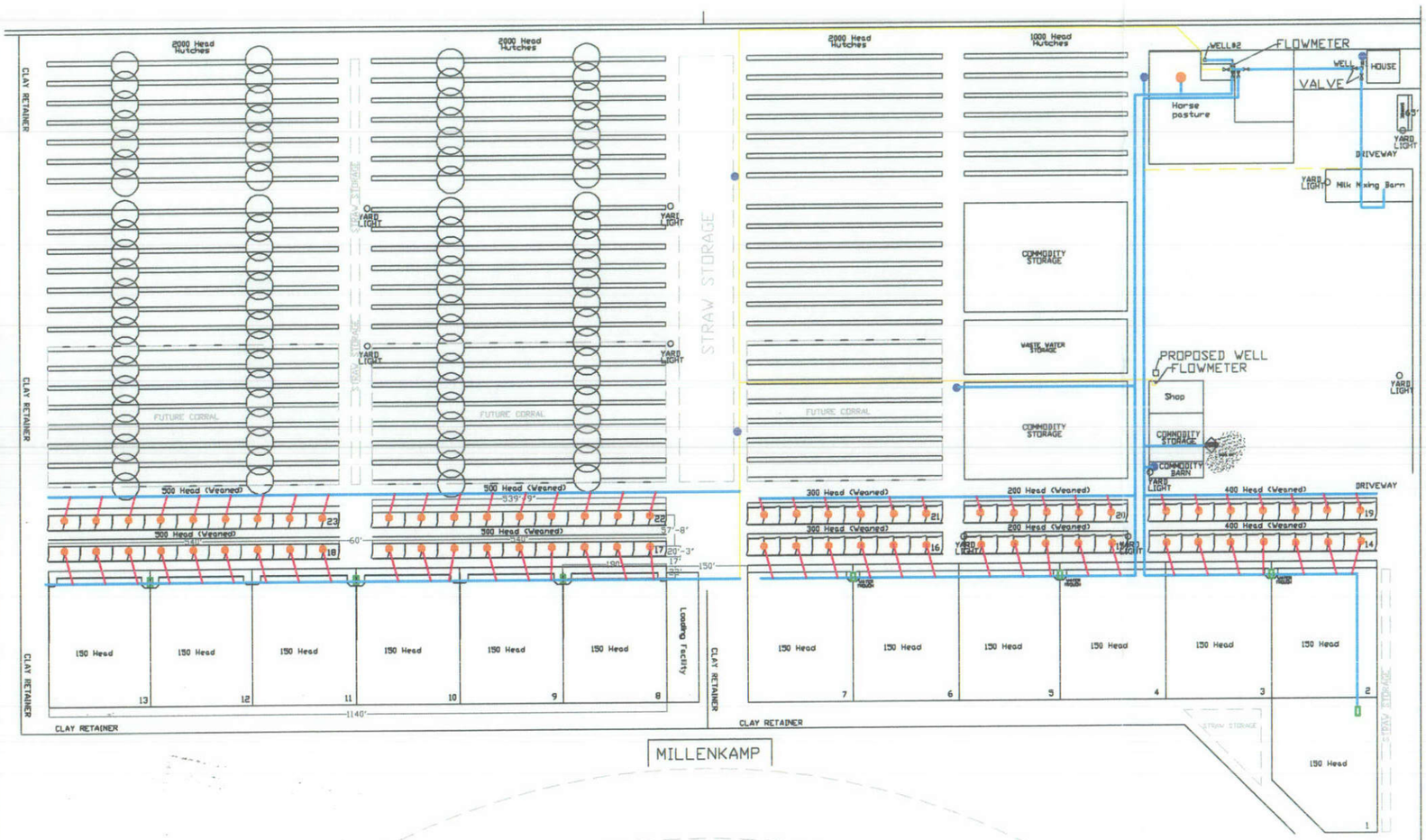
MICROFILMED
DEC 17 2003

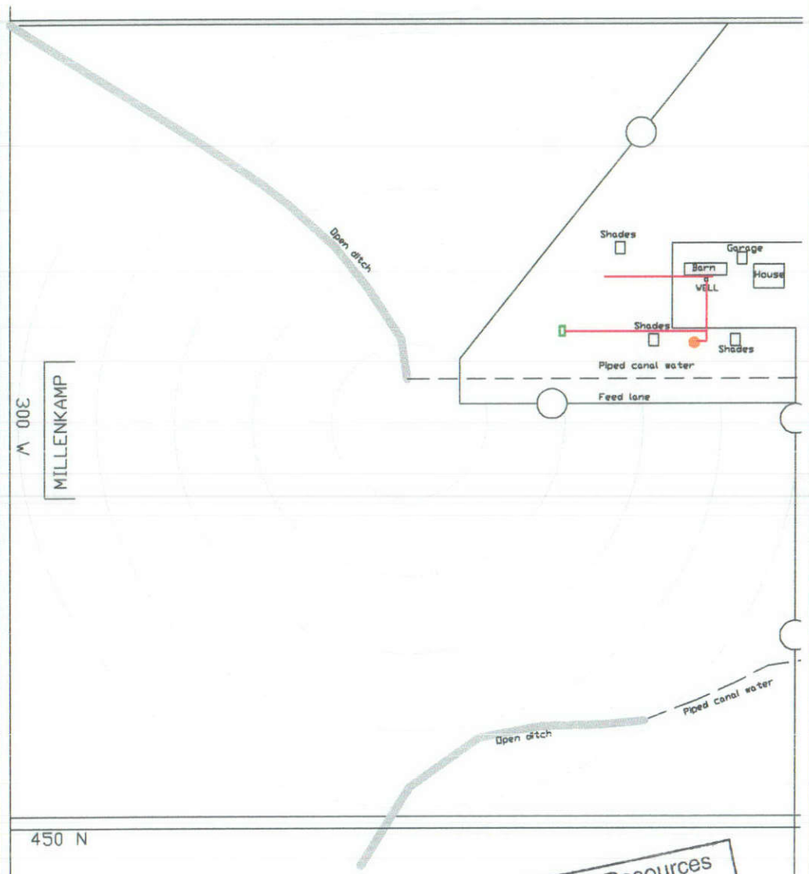
Brockway Enginerring, PLLC.
ALR February 18, 2003

Department of Water Resources
APPLICANT'S
Exhibit 3
Date Admitted 3/11/03

EXHIBIT
tabbies
03

MILLENKAMP CATTLE





Department of Water Resources
APPLICANT'S
Exhibit 4
Date Admitted 3/11/03

3" Galvanized Pipe

1 ½"Galvanized Pipe

¾" Galvanized Pipe

Concrete Water Tank

Hydrant

Ritchie Water Trough

N

SCALE 1":250'

EXHIBIT
tabbies
04

THIS DRAWING HAS BEEN PREPARED BY BROCKWAY ENGINEERING, PLLC FOR A SPECIFIC PROJECT TAKING INTO ACCOUNT THE SPECIFIC AND UNIQUE REQUIREMENTS OF THE PROJECT. REUSE OF THIS DRAWING FOR ANY PURPOSE IS PROHIBITED UNLESS WRITTEN PERMISSION FROM BOTH BROCKWAY ENGINEERING & THE CLIENT IS GRANTED.

REV	DESCRIPTION	DATE	APPD.	REFERENCE DRAWINGS

(11 X 17 DWG ONLY)

BROCKWAY ENGINEERING, PLLC
HYDRAULICS - HYDROLOGY - WATER RESOURCES
2016 NORTH WASHINGTON, SUITE 4
TWIN FALLS, ID 83301
(208) 736-8543

MILLENKAMP CATTLE

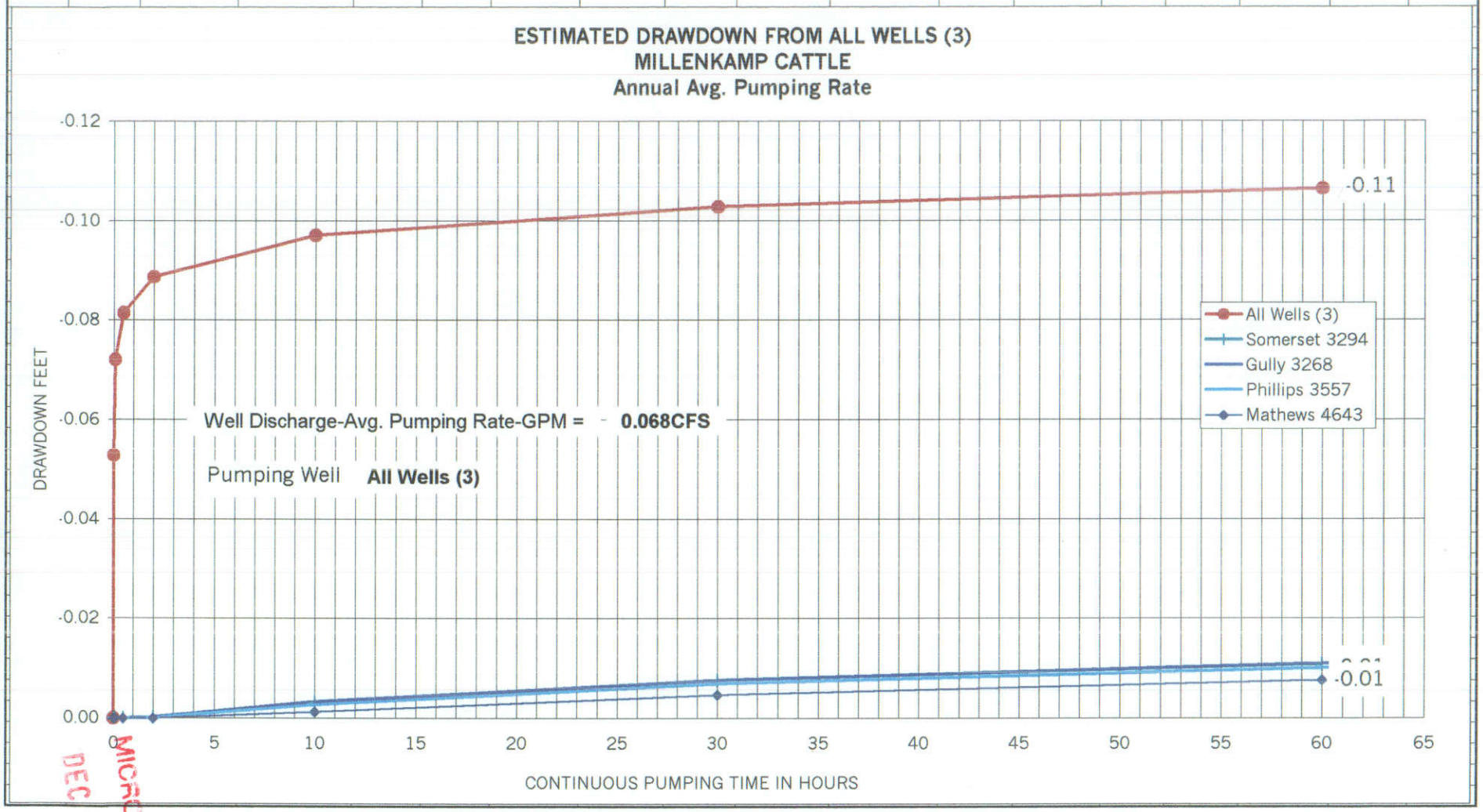
ALR February 18, 2003

PROJECT # 611-01-2003

DWG # 1

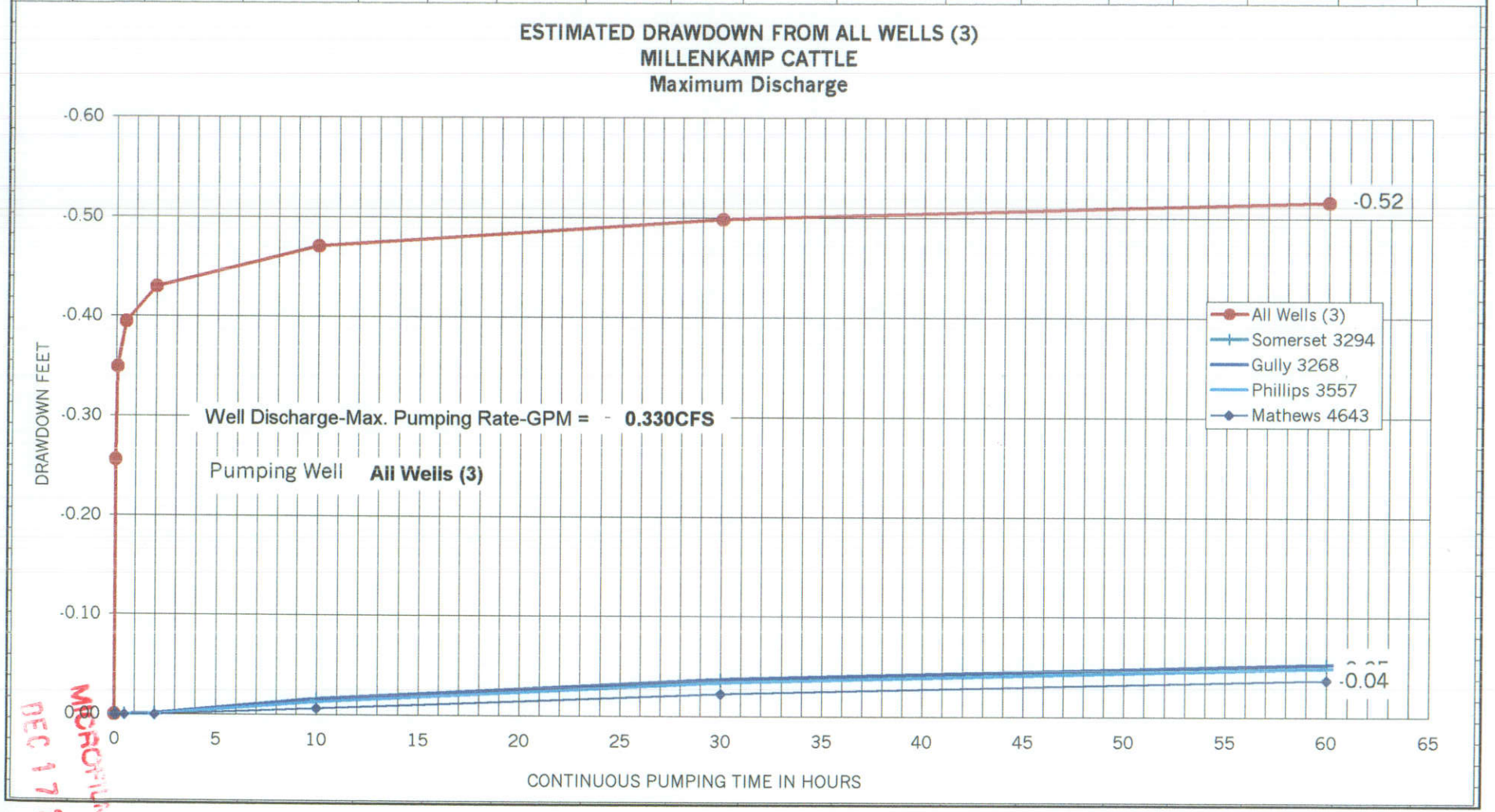
REV

HOURS	DAYS	@WELL	3294	3268	3557	4643	DISTANCE FEET
0.0	0.00	0	0	0	0	0	
0.1	0.00	-0.05	0.00	0.00	0.00	0.00	
2.0	0.08	-0.07	0.00	0.00	0.00	0.00	
12.0	0.50	-0.08	0.00	0.00	0.00	0.00	
48.0	2.00	-0.09	0.00	0.00	0.00	0.00	
240.0	10.00	-0.10	0.00	0.00	0.00	0.00	
720.0	30.00	-0.10	-0.01	-0.01	-0.01	0.00	
1440.0	60.00	-0.11	-0.01	-0.01	-0.01	-0.01	



MICROFILMED
DEC 17 2003

HOURS	DAYS	@WELL	3294	3268	3557	4643	DISTANCE FEET
0.0	0.00	0	0	0	0	0	
0.1	0.00	-0.26	0.00	0.00	0.00	0.00	
2.0	0.08	-0.35	0.00	0.00	0.00	0.00	
12.0	0.50	-0.39	0.00	0.00	0.00	0.00	
48.0	2.00	-0.43	0.00	0.00	0.00	0.00	
240.0	10.00	-0.47	-0.02	-0.02	-0.01	-0.01	
720.0	30.00	-0.50	-0.04	-0.04	-0.03	-0.02	
1440.0	60.00	-0.52	-0.05	-0.05	-0.05	-0.04	



MORRISON
DEC 17 2003

Interference(3wells)max

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM J. MILLENKAMP AND SUSAN MILLENKAMP	)))))	**PRELIMINARY ORDER**

This matter having come before the Idaho Department of Water Resources ("Department") in the form of a protested application for transfer and the Department having held a conference and a hearing in the matter, the hearing officer enters the following Findings of Fact, Conclusions of Law and Preliminary Order:

FINDINGS OF FACT

1. Water right **36-04157F** was decreed on April 5, 2002, in the Snake River Basin Adjudication as follows:

Source:	Ground water
Priority:	June 1, 1956
Rate of diversion:	0.33 cubic feet per second ("cfs")
Annual volume:	49.2 Acre Feet per ("AFA")
Point of diversion:	Lot 3 (SE1/4 NE1/4) Section 28, T7S, R16E, B.M. (2 points)
Use:	Stockwater
Season of use:	Year-round
Place of use:	W1/2NW1/4 Section 27 and SE1/4NE1/4 Section 28, T7S, R16E, B.M.

Remarks/Conditions of approval:

- Use of this right from all points of diversion is limited to a total combined rate of diversion of 0.33 cfs and to a total combined annual diversion volume of 49.2 AF
- This right is a split from former right 36-04157C.
- This right was created by prior transfer no. 68529, which matter was protested and resolved by an agreement between the parties

(Note: The "1/4" designations will be omitted from subsequent legal descriptions in this order).

2. On September 6, 2002, William J. Millenkamp and Susan Millenkamp ("applicant") filed Application for Transfer No. 70145 ("application") with the Department

MICROFILMED
DEC 2003

seeking to add a point of diversion in the Lot 3 (SENE) Section 28, T7S, R16E, B.M. and to add the SWNE Section 28, T7S, R16E, B.M. to the place of use for water right 36-04157F.

3. The Department published notice of the application that was protested by Mark T. Vineyard, William Gulley, Steve Matthews, Wayne T. Slack, Gary Mitchell and Dell S. Phillips.

4. On March 11, 2003, the Department conducted a hearing in the matter. The applicant was present and was represented by Timothy Stover. Protestants Mark T. Vinyard, William Gulley, Steve Matthews, Gary Mitchell and Dell S. Phillips were present at the hearing. Steve Matthews was the only protestant, however, to participate as a full party in the hearing. Protestant Wayne T. Slack did not appear at the hearing.

5. Issues the Department can consider in this matter are as follows:

a. Whether the proposed changes will injure other water rights;
b. Whether the proposed changes will constitute an enlargement in use of the original right;
c. Whether the proposed changes are in the local public interest;
d. Whether the proposed changes are consistent with the conservation of water resources within the state of Idaho; and
e. Whether the water right sought for transfer is valid and has not been forfeited through nonuse.

6. Exhibits premarked, offered or accepted as a part of the record are as follows:

Applicant's:

Exhibit 1 - Panoramic color photo of Millenkamp Cattle Facilities - by Brockway Engineering

Exhibit 2 - Eight (8) photographs of the Millenkamp Cattle facilities

Exhibit 3 - Location Map Millenkamp Cattle - by Brockway Engineering

Exhibit 4 - Millenkamp Cattle Site Plan

Exhibit 5 - Letter dated June 13, 2001 to Art Brown from Karl Hayes

Exhibit 6 - Letter dated June 12, 2001 to Jerome County Planning and Zoning from Jerome Highway District

Exhibit 7 - Letter dated June 4, 2001 to Art Brown from Joe Robinette

MICROFILMED
DEC 17 2003

Exhibit 8 - Letter dated August 27, 2001 to Idaho State Department of Agriculture from Veronica Lierman and letter dated September 27, 2001 to Art Brown from the Idaho State CAFO Siting Team

Exhibit 9 - Staff Report for Bill Millenkamp Confined Feeding Operation by County of Jerome Planning and Zoning

Exhibit 10 - Staff Report for Bill Millenkamp's Livestock Confinement Operation Permit Application - Undated

Exhibit 11 - Letter dated August 27, 2001 to Bill Millenkamp from Heather Jensen and three (3) Livestock Facility Waste Inspection Reports

Exhibit 12 - Letter dated December 11, 2002 to Millenkamp Heifers from Heather Jensen

Exhibit 13 - Construction Inspection Report dated December 23, 2002

Exhibit 14 - Notice of Decision by Art Brown - undated

Exhibit 15 - Livestock Confinement Operations Water Requirements and Consumptive Use Worksheet by Brockway Engineering - February 20, 2003

Exhibit 16 - Well Interference Analysis by Brockway Engineering - January 29, 2003 - (Pumping rate = 0.068 cfs)

Exhibit 17 - Well Interference Analysis by Brockway Engineering - January 29, 2003 - (Pumping rate =).33 cfs)

Exhibit 18 - Miscellaneous receipts

Exhibit 19 - Order of Dismissal, Jerome County District Court, Case No. CR MD 03-70 dated March 10, 2003 in the case of State of Idaho v Bill Millenkamp

Exhibit 20 - Idaho Department of Agriculture - Animal Industries Complaint Form

Exhibit 21 - Letter dated February 25, 2003 to Bill Millenkamp from Arthur Rob Brown

Exhibit 22 - Letter dated March 10, 2003 from John J. Gomez

MICROFILMED
DEC 17 2003

Protestant's:

Exhibit A - Undated letter to Erick M. Shaner from Steve Matthews, Letter dated December 19, 2002 to Steve Matthews from J.O. Nicholson III, Letter dated December 4, 2002 to Bill Millenkamp from Arthur Roy Brown

Exhibit B - Jerome County Sheriff's Office, Voluntary Statement Form, Letter dated November 7, 2002 to Steve Matthews from Arthur Roy Brown, Letter dated November 18, 2002 to Art Brown from Steve Matthews

Exhibit C - Letter dated January 3, 2003 to Art Brown from Steve Matthews, Letter dated January 3, 2002 to Steve Matthews from Arthur Roy Brown, Undated letter to Eric Shaner from Steve Matthews, Letter dated January 14, 2003 to Bill Millenkamp from Erick M. Shaner

Exhibit D - Letter dated February 3, 2003 to Erick Shaner from Steve Matthews

Exhibit E - Treasure Valley Air Quality Issues prepared by Department of Environmental Quality, February 10, 2003 together with 3 photographs

Exhibit F - Letter dated June 19, 2002 to Millenkamp Heifers from Heather Jensen

Exhibit G - T7S, R16E Section 28 Ground Water Vulnerability, IDWR 07-24-02

Exhibit H - Jerome County Courts, Misdemeanor arraignments

7. The applicant owns a calf raising operation located about 4.5 miles north and 3 miles west of Jerome, Idaho. Jerome County has authorized a Livestock Confinement Operation not to exceed 12,000 baby calves from 0 to 4 months old or 4,800 animal units. (See Applicant's Exhibit 21).

8. The applicant seeks to add a 40-acre tract to the place of use that is authorized for the calf raising operation. The tract to be added would move part of the operation a quarter mile further away from the protestants. The applicant does not seek to add more calves with the land addition but instead is trying to "spread out" his operation for the benefit of the calves and neighbors.

9. The applicant also seeks to add a point of diversion (new well) to his existing water right but does not seek additional water, since his existing water right will provide enough water. (See Applicant's Exhibit 15). The applicant presently uses a domestic well and a larger production well that are hooked together to provide water for the calf raising operation. A second production well sought under the application when hooked to the original production well would provide a more reliable source of water and would maintain constant water pressure in the applicant's delivery system. The domestic well then would be severed from the calf operation and would only be used for domestic purposes associated with the applicant's home.

MICROFILMED
DEC 17 2003

10. The applicant has developed a preliminary nutrient management plan although one is not required until January 2005 for his operation.

11. The Idaho State Siting Team has conducted a site evaluation and has determined that the suitability of the site is "Low Risk." (See Applicant's Exhibit 8).

12. The applicant scrapes manure daily and uses water trucks to control dust arising from the facility.

13. The applicant has 40 employees, a 1.2 million dollar annual payroll and buys supplies locally for the operation.

14. Although diversion from the applicant's wells has not been measured in the past, the applicant has volunteered to install totalizing water measuring devices to monitor the amount of water diverted.

15. With respect to the effect of the applicant's pumping on other wells, using an average annual pumping rate of 0.068 cfs, the estimated drawdown in the applicant's wells after 60 days of pumping is 0.11 feet. Using the same parameters, the estimated drawdown in the protestant's wells is 0.01 feet. Using the maximum pumping rate of 0.33 cfs, the estimated drawdown in the applicant's wells after 60 days of pumping is 0.5 feet. Using the same parameters, the estimated drawdown in the protestant's wells is 0.04 feet. These estimated changes are already occurring and are not attributable to the application for transfer. (See Applicant's Exhibit 17).

16. Although protestants Sam Matthews and Gary Mitchell testified against approval of the application, their testimony did not appear to clearly relate to the issues the Department can consider under section 42-222, Idaho Code. Mr. Matthews stated he questioned the integrity of the applicant, since the applicant had not always complied with the requirements of Jerome County. Mr. Mitchell generally did not support the calf raising operation due to changes to the community allegedly attributable to the calf raising operation.

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, provides in pertinent part as follows:

> The director of the department of water resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code; ....

MICROFILMED
DEC 17 2003

2. The applicant carries the burden of coming forward with evidence that the proposed change will not injure other water right holders, that it will not constitute an enlargement of the use and will be consistent with principles of conservation of the water of the state of Idaho.

3. Both the applicant and the protestant have the responsibility of coming forward with evidence regarding matters of public interest of which they are each most cognizant.

4. The applicant has the ultimate burden of persuasion for all of the criteria of Section 42-222, Idaho Code.

5. The proposed changes will not injure other water rights.

6. The proposed changes do not constitute an enlargement in use of the original right.

7. The proposed changes are in the local public interest.

8. The proposed changes are consistent with the conservation of water resources within the state of Idaho.

9. The Department should approve the application with certain conditions of approval.

ORDER

IT IS THEREFORE, hereby ORDERED that the protest of Wayne T. Slack is **SET ASIDE** for failure to appear at the hearing and will not be further considered by the Department.

IT IS FURTHER hereby ORDERED that Application for Transfer No. 70145 in the name of William J. Millenkamp and Susan Millenkamp is **APPROVED** subject to the following conditions:

1. The total instantaneous diversion of water from all points of diversion under Right 36-4157F shall not exceed 0.33 cfs, nor a total combined annual volume of 49.2 AFA.

2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.

3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

MICROFILMED
DEC 17 2003

4. Prior to the diversion and use of water under Transfer approval 70145, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.

5. The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code, and applicable Well Construction Rules of the Department.

7. Use of water under this right may be affected by an agreement between the parties in connection with prior transfer 68529 that created water right 36-04157F

8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Signed this 28th day of March, 2003.

L. Glen Saxton

L. GLEN SAXTON, P.E.
Hearing Officer

MICRO
DEC 17 2003

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of March, 2003, the above and foregoing document was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

WILLIAM MILLENKAMP
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

TIMOTHY J STOVER
PO BOX 1906
TWIN FALLS ID 83301

MARK T VINEYARD
396 N 300 W
JEROME ID 83338

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

WAYNE T SLACK
225 W 500 N
JEROME ID 83338

GARY MITCHELL
338 N 400 W
JEROME ID 83338

DELL S PHILLIPS
396 N 300 W
JEROME ID 83338

ALLEN MERRITT
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

MISC
DEC 17 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

April 21, 2003

WILLIAM J MILLENKAMP
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

RE: Water Right 36-4157F – Transfer 70145

Dear Water Right Holder(s):

Enclosed please find Approved Transfer 70145subject to the conditions of the Preliminary Order dated March 28, 2003 that has become final.

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

Sincerely,

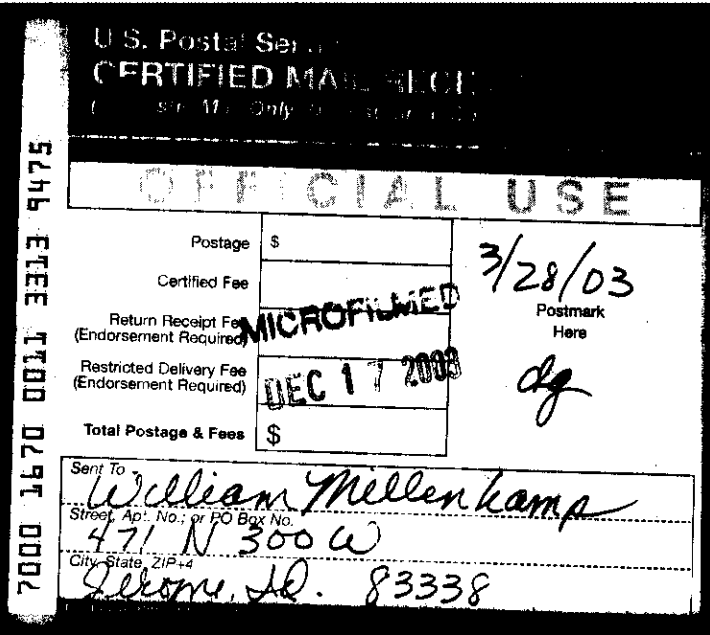
Pamela S Skuggs

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure

MICROFILMED
DEC 17 2003


U.S. Postal Ser...
CERTIFIED MA... RECE...
(... Service Mail Only ...)

OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

MICROFILMED
DEC 17 2003

3/28/03
Postmark Here

dg

Sent To: William Millenkamp
Street, Apt. No.; or PO Box No.: 471 N 300 W
City, State, ZIP+4: Jerome, ID. 83338

7000 1670 0011 3313 9475

Certified Mail Provides:

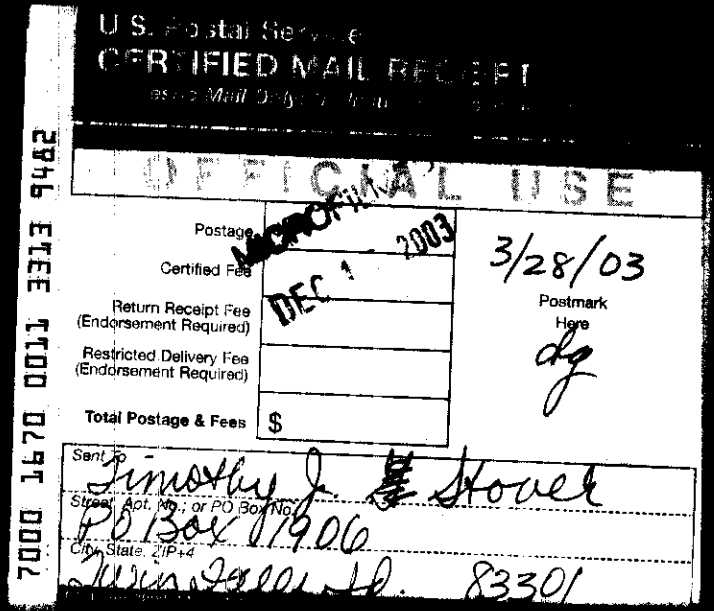
- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)* 102595-99-M-2067



U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

MICROFILMED DEC 1 2003

3/28/03
Postmark Here
dg

Sent To: Timothy J. Hoover
Street, Apt. No.; or PO Box No. PO Box 17906
City, State, ZIP+4 Pocatello, Id. 83301

7000 1670 0011 3313 9482

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

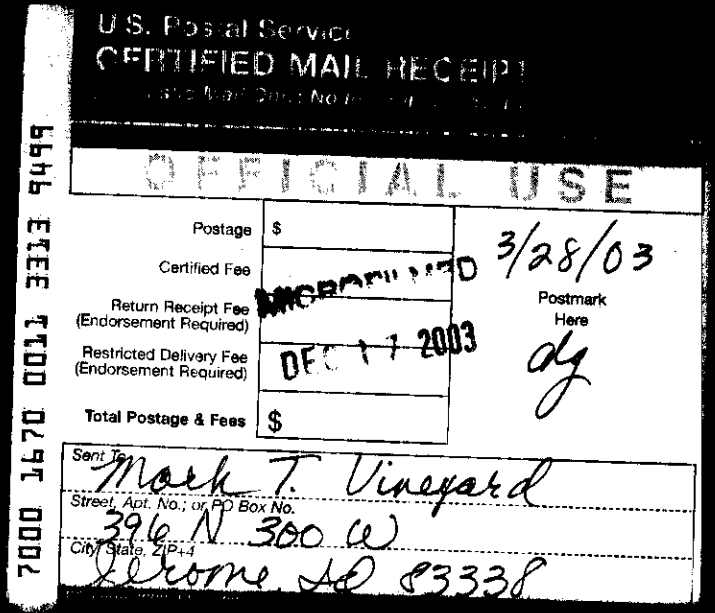
Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)*

102595-99-M-2067



U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here
dy

DEC 11 2003

Sent To: Mark T. Vineyard
Street, Apt. No.; or PO Box No.: 396 N 300 W
City, State, ZIP+4: Jerome ID 83338

7000 1670 0011 3313 9449

PS Form 3800, June 2002

Certified Mail Provides:

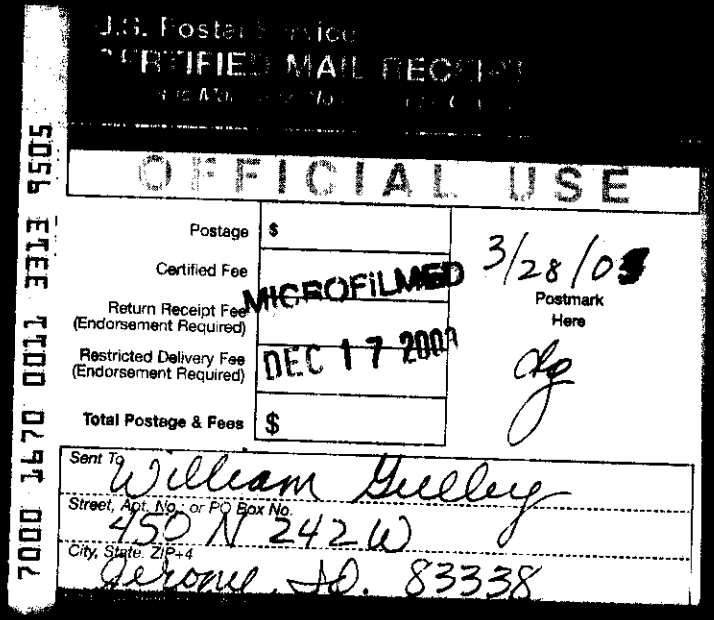
- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)* 102595-99-M-2087



U.S. Postal Service
CERTIFIED MAIL RECEIPT

OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here

MICROFILMED
DEC 17 2003

Sent To: William Gurley
Street, Apt. No.; or PO Box No.: 450 N 242 W
City, State, ZIP+4: Jerome, ID. 83338

7000 1670 0011 3313 9505

FREE TROD

Certified Mail Provides:

- A mailing receipt.
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

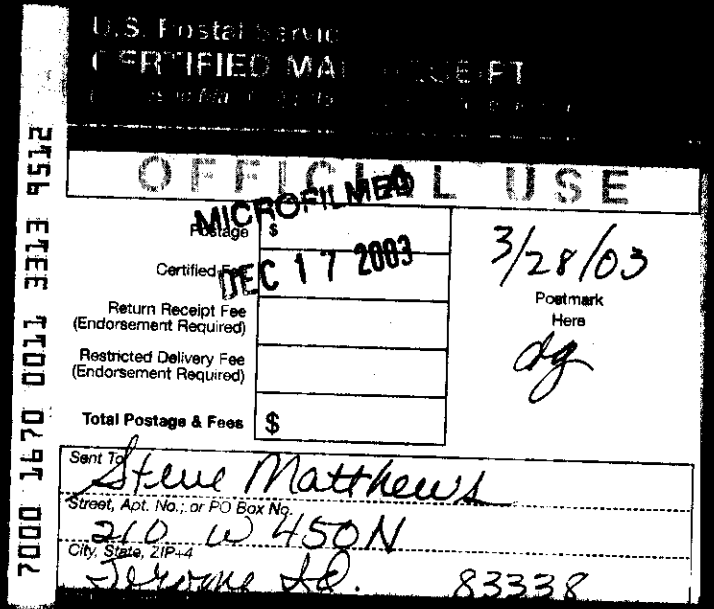
Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)*

102595-99-M-2087



U.S. Postal Service
CERTIFIED MAIL RECEIPT

OFFICIAL USE

MICROFILMED
DEC 17 2003

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here

Sent To: Steve Matthews
Street, Apt. No.; or PO Box No. 210 W 450 N
City, State, ZIP+4 Jerome ID. 83338

7000 1670 0011 3313 9512

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

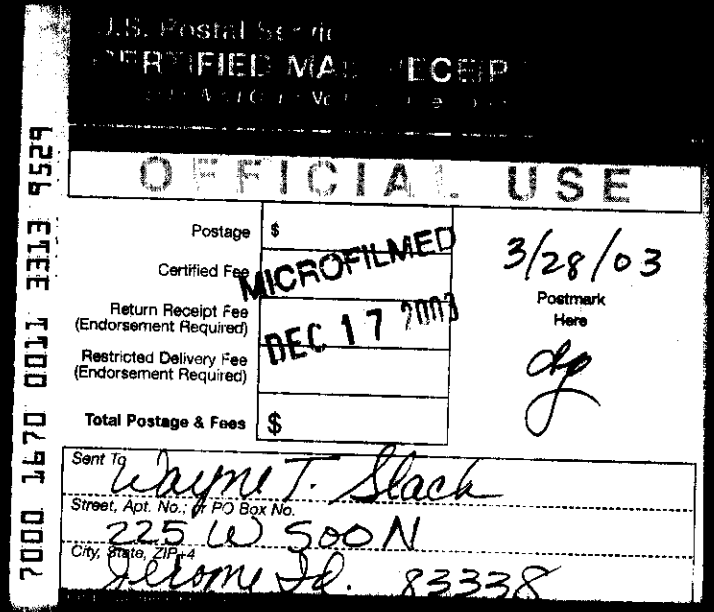
Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)*

102595-99-M-2087



U.S. Postal Service
CERTIFIED MAIL RECEIPT

OFFICIAL USE

Postage	$
Certified Fee	MICROFILMED
Return Receipt Fee (Endorsement Required)	DEC 17 2003
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here

Sent To: Wayne T. Slack
Street, Apt. No.; or PO Box No.: 225 W 500 N
City, State, ZIP+4: Jerome Id. 83338

7000 1670 0011 3313 9529

Certified Mail Provides:

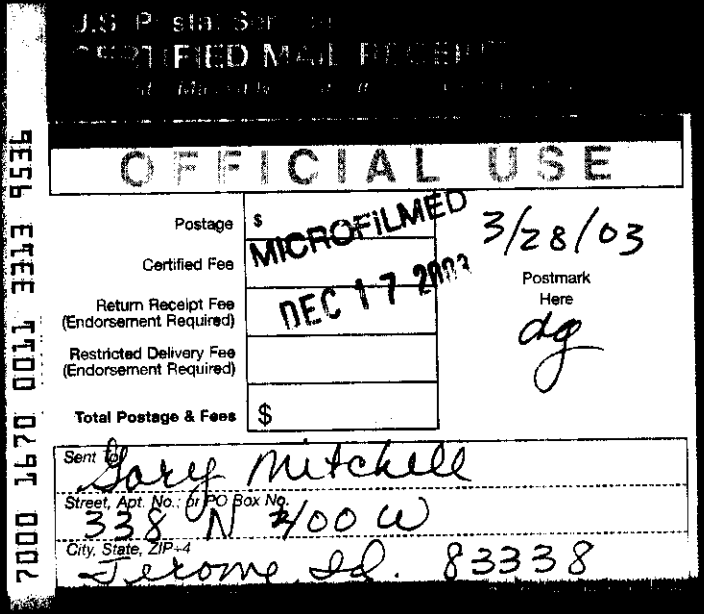
- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)* 102595-99-M-2087



U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	$
Certified Fee	MICROFILMED DEC 17 2003
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here
dg

Sent to: Gary Mitchell
Street, Apt. No., or PO Box No. 338 N 3100 W
City, State, ZIP+4 Jerome Id. 83338

7000 1670 0011 3313 9536

PS Form 3800, June 2002 See Reverse for Instructions

Certified Mail Provides:

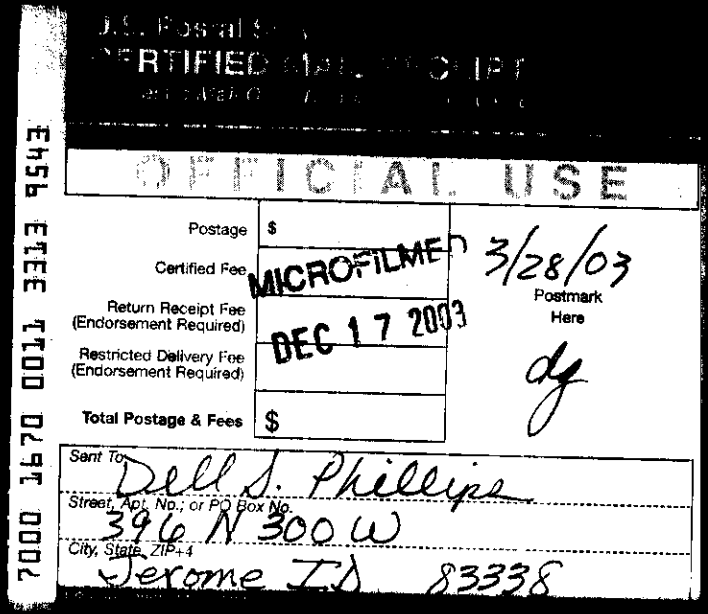
- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)* 102595-99-M-2087



U.S. Postal Service
CERTIFIED MAIL RECEIPT

OFFICIAL USE

Postage	$
Certified Fee	MICROFILMED
Return Receipt Fee (Endorsement Required)	DEC 17 2003
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

3/28/03
Postmark Here

dy

Sent To: Dell S. Phillips
Street, Apt. No.; or PO Box No. 396 N 300 W
City, State, ZIP+4 Jerome ID 83338

7000 1670 0011 3313 9543

Certified Mail Provides:

- [illegible]ling receipt
- [illegible]ue identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement *"Restricted Delivery"*.
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 *(Reverse)* 102595-99-M-2087

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, [illegible] 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

TIMOTHY J STOVER
PO BOX 1906
TWIN FALLS ID 83301

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by *(Please [illegible]early)*: Teena Thompson
B. Date of Delivery: 3-31-03

C. Signature
X Teena Thompson ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILMED
DEC 17 2003

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number *(Copy from service label)*
7000 1670 0011 3313 9482

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 2 2003
Department of Water Resources

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, [illegible]. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

GARY MITCHELL
338 N 400 W
JEROME ID 83338

MICRO[illegible]

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Pri[illegible]rly) | B. Date of Delivery 3-2-03

C. Signature
X [signature] ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

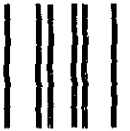
3. Service Type
☑ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)
7000 1670 0011 3313 9536

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 1 2003
Department of Water Resources

SENDER. COMPLETE THIS SECTION

- Complete items 1, 2, [redacted] Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

DELL S PHILLIPS
396 N 300 W
JEROME ID 83338

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by *(Please Print [redacted])* B. Date of Delivery
DELL S PHILLIPS 3-29-03

C. Signature
X [signature] ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☑ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number *(Copy from service label)*
7000 1670 0011 3313 9543

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-1540

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 1 2003
DEPT OF WATER

Department of Water Resources

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, [redacted]. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MARK T VINEYARD
396 N 300 W
JEROME ID 83338

MICROFILM

DEC 17 2003

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Pri[redacted]rly) | B. Date of Delivery
Mark Vineyard | 3-29-03

C. Signature
Mark Vineyard
☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☑ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number *(Copy from service label)*
7000 1670 0011 3313 9499

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

DEC 17 2003
MICROFILMED

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 1 2003
Department of Water Resources

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, [redacted]. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

MICROFILMED
[illegible] 2003

36-157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) [redacted] | B. Date of Delivery
Steve Mathews | 3-29-03

C. Signature
X Steve Matthews ☐ Agent ☑ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)
7000 1670 0011 3313 9512

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

MICROFILMED
DEC 17 2004

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR 1 2003
Department of Water Resources

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, [redacted]. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

WILLIAM MILLENKAMP [illegible]
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) [redacted] B. Date of Delivery 3-29-03

C. Signature

X Susan Millenkamp ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)
7000 1670 0011 3313 9475

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

MICROFILMED DEC 17 2003

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 1 2003
IDAHO DEPT OF WATER

Department of Water Resources

[redacted] ECTION

- Complete items 1, 2, a[redacted] Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

MICROFILMED
[illegible] 7 2003

36-4157F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print [redacted]y) | B. Date of Delivery
William Gulley | 3-21-03

C. Signature
X [signature] ☑ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)
7000 1670 0011 3313 9505

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED
APR - 1 2003
Department of Water Resources

[redacted] THIS SECTION

- Complete items 1, 2, a[redacted] Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

WAYNE T SLACK
225 W 500 N
JEROME ID 83338

MICROFILMED
DEC 17 2003

36-4157 F

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print[redacted]) B. Date of Delivery
Russell Slack 3-21-03

C. Signature
X Russell Slack ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☑ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)
7000 1670 0011 3313 9529

PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

DEC 13 20
MICROFILM

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

RECEIVED

APR - 1 2003

Department of Water Resources

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

March 28, 2003

Re: In the matter of Application for Transfer No. 70145 in the name of William J. Millenkamp and Susan Millenkamp

Dear Interested Parties:

The Department of Water Resources (department) has issued the enclosed **Amended Preliminary Order** pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet**.

Please note that water right owners are required to report any change of water right ownership and/or change of 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 our homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at (208) 327-7953.

Sincerely,

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures
c: IDWR - Regional Office Manager

MICROFILMED
SEP 17 2003

Database Approvals Complete.
4-18-03 CB

Responding To Preliminary Orders Issued By The Idaho Department Of Water Resources

The accompanying order is a **Preliminary Order** issued by the Idaho Department of Water Resources (department) pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of this order. The hearing officer 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 to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

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.

MICROFILMED
2003

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 Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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.

MICROFILMED
DEC 17 2009

Exhibit Log

Applicant's Admitted	
Y	Exhibit 1 - Panoramic color photo of Millenkamp Cattle Facilities - by Brockway Engineering
Y	Exhibit 2 - Eight (8) photographs of the Millenkamp Cattle facilities
Y	Exhibit 3 - Location Map Millenkamp Cattle - by Brockway Engineering
Y	Exhibit 4 - Millenkamp Cattle Site Plan
Y	Exhibit 5 - Letter dated June 13, 2001 to Art Brown from Karl Hayes
Y	Exhibit 6 - Letter dated June 12, 2001 to Jerome County Planning and Zoning from Jerome Highway District
Y	Exhibit 7 - Letter dated June 4, 2001 to Art Brown from Joe Robinette
Y	Exhibit 8 - Letter dated August 27, 2001 to Idaho State Department of Agriculture from Veronica Lierman and letter dated September 27, 2001 to Art Brown from the Idaho State CAFO Siting Team
Y	Exhibit 9 - Staff Report for Bill Millenkamp Confined Feeding Operation by County of Jerome Planning and Zoning
Y	Exhibit 10 - Staff Report for Bill Millenkamp's Livestock Confinement Operation Permit Application - Undated
Y	Exhibit 11 - Letter dated August 27, 2001 to Bill Millenkamp from Heather Jensen and three (3) Livestock Facility Waste Inspection Reports
Y	Exhibit 12 - Letter dated December 11, 2002 to Millenkamp Heifers from Heather Jensen
Y	Exhibit 13 - Construction Inspection Report dated December 23, 2002
Y	Exhibit 14 - Notice of Decision by Art Brown - undated
Y	Exhibit 15 - Livestock Confinement Operations Water Requirements and Consumptive Use Worksheet by Brockway Engineering - February 20, 2003
Y	Exhibit 16 - Well Interference Analysis by Brockway Engineering - January 29, 2003
Y	Exhibit 17 - Well Interference Analysis by Brockway Engineering - January 29, 2003
Y	Exhibit 18 - Miscellaneous receipts
Y	19 Order of Dismissal
Y	20 IDA Complaint Form
Y	21 2/25/03 Letter
Y	22 3/10/03 Letter

MICROFILMED
DEC 17 2003

Protestant's Admitted	
Y	Exhibit A - Undated letter to Erick M. Shaner from Steve Matthews, Letter dated December 19, 2002 to Steve Matthews from J.O. Nicholson III, Letter dated December 4, 2002 to Bill Millenkamp from Arthur Roy Brown
Y	Exhibit B - Jerome County Sheriff's Office, Voluntary Statement Form, Letter dated November 7, 2002 to Steve Matthews from Arthur Roy Brown, Letter dated November 18, 2002 to Art Brown from Steve Matthews
Y	Exhibit C - Letter dated January 3, 2003 to Art Brown from Steve Matthews, Letter dated January 3, 2002 to Steve Matthews from Arthur Roy Brown, Undated letter to Eric Shaner from Steve Matthews, Letter dated January 14, 2003 to Bill Millenkamp from Erick M. Shaner
Y	Exhibit D - Letter dated February 3, 2003 to Erick Shaner from Steve Matthews
Y	Exhibit E - Photos & Treasure Valley Report
Y	Exhibit F 6/19/02 Letter
Y	Exhibit G Map
Y	Exhibit H Times News Article

MICROFILMED
DEC 17 2003

Tape Log

by ADM

Millen Kemp T70145
3/11/03

Tape #1

0000 — 0120		Glen's Introduction
0120		Stover Openning comments Jerome Co. 12000 calves
316		Matthews Openning comments
322		Bob Nerebout Idaho Dairymens Assoc.
403		Economics
580		Protestant's Exhibit E
661		
	661	X-Exam by Matthews
	840	
	860	
870		Bill Millen Kemp (applicant) 0-4 mo. calves
1459		LCO discussion
1510		Exhibit 21
1860		Exhibit 19 (objected)
2067		Exhibit 12
2100		Exhibit F
4000		Dorm - ok wash water pond - ok
4248		
	4230	X-Exam
	4445	

MICROFILMED
DEC 12 2003

4450	4581	Lon Thompson Neighbor
4600		Bob Jones
4775		Realtor
	4780	X-Exam
	4916	
4916		
4990		
4994		Dr. Brockway Sr.
5505		Exhibit #15 (With Requirements)
5751		Exhibit #16 Mix nte analysis 30.6 gpm @well .11 ft. .02'-.01' to protestants well. '15 @well .50' .04'-.05' to protestants well.
	6285	X-Exam
	6832	
6850		Steve Mathews ? ill effects of applicant
		X 7319

MICRO

	Sam Mathews
	Engr. - Geologist
	Brother of Protestant
7350	
7990	Prefer pump test date
8283	
8290	X-Exam
8287	
	Gary Mitchell (Protestant)
8715	
	Bill Millenkamp (neutral)
8787	
End Tape 1	
Tape #2	X-Exr-8787
0100 -	Glen's End Official
	Notice
0209	
	End of Tape #2 of Record.

MICRO 2003

State of Idaho
Department of Water Resources



ROSTER OF ATTENDANCE

IN THE MATTER OF APPLICATION FOR AMENDMENT OF TRANSFER NO. 70145 IN THE NAME OF WILLIAM OR SUSAN MILLENKAMP

Date: March 11, 2003

Time: 9:00 a.m.

Location: City Council Chambers
Jerome City Hall
100 E. Avenue "A"
Jerome, Idaho

Hearing Officer: L. Glen Saxton

** *Please Print* **

NAME	ADDRESS	REPRESENTING (Applicant, Protestant)
Tim Stover	P.O. Box 1906 TF	Applicant
Bill Millenkamp	471 N 300 W Jerome	Applicant
C.I. Brockway	201 C Washington N. TF	Applicant
Steve Matthews	450 N 210 W Jerome, Id	(Protestant)
Bill Gulley	450 W 242 W	Protestant
Gary Mitchell	338 N. 400 W JEROME	protestant
DELL PHILLIPS	396 N 300 W JEROME	PROTESTANT
MARK VINEYARD	396 N 300 W Jerome	Protestant
Montessa Young	629 Washington St N Twin Falls	Applicant
Robert Jones	1766 Addison Ave E Twin Falls	Applicant

MICROFILMED
DEC 17 2003

ROSTER OF ATTENDANCE - PAGE ___

* * Please Print * *

NAME	ADDRESS	REPRESENTING
Linda J+C Custom	1987 Highland Ave E TF	Applicant
Robert Naegeboun	621 N College Suite 103-TF	Applicant.
Rick Naegebout	621 N. College Suite 103-Twin Falls	Applicant
SAM MATTHEWS	10221 W. Emerald #80	Boise, Idaho

MICROFILMED

DEC 17 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

MEMORANDUM

To: L. Glen Saxton

From: Karl J. Dreher

RE: APPOINTMENT AS HEARING OFFICER - PROCEDURE RULE 410

Date: February 28, 2003

You are hereby appointed as hearing officer and are authorized to represent the Department as provided by IDAPA Rule 37.01.01410 (Procedure Rule 410) in the following matter:

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM AND/OR SUSAN MILLENKAMP

Date: March 11, 2003

Time: 9:00 a.m.

Location: City Council Chambers
Jerome City Hall
100 E. Avenue "A"
Jerome, Idaho

MICROFILMED
DEC 17 2003

Steve Matthews
210 West 450 North
Jerome, Idaho 83338
208-324-8940

RECEIVED
FEB 28 2003
Department of Water Resources

L. Glen Saxton
IDWR
P.O. Box 83720
Boise, Idaho 83720-0098

Timothy J. Stover
P.O. Box 1906
Twin, Falls Idaho 83303-1906

Dear Gentlemen,

Inadvertently left the witness list out of last mailing. Included also is last report that we were waiting for.

Thank You

Steve Matthews

MICROFILMED
DEC 17 2003

Steve Matthews
210 West 450 North
Jerome, Idaho 83338
208-324-8940
Pro Se

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

In the matter of Application or Transfer No. 70145 William &/ or Susan Millenkamp Applicants Mark Vineyard, William Gulley Steve Matthews, Wayne Slack, Gary Mitchell,Dell Phillips Protestants	PROTESTANTS' STEVE MATTHEWS AMENDED LIST OF WITNESSES

Pursuant to the notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following ~~is a list of witness (including experts)~~ who are ~~expected to testify~~ of behalf of Protestants Steve Matthews at the hearing in this matter.

1. Sam Matthews
2. Steve Matthews

DATED this 23 day of February, 2003

By: Steve Matthews
~~Steve Matthews~~

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

I hereby certify that on 2/23, 2003, I caused to be served a true and correct copy of the foregoing to each of the persons named below by the method indicated below each of their names.

L. Glen Saxton
IDWR
PO Box 83720
Boise, Idaho 83720-0098
Via U.S. Mail

Mark T. Vineyard
396 N 300 W
Jerome, Idaho 83338
By Hand

William Gulley
450 N 242 W
Jerome, Idaho 83338
By Hand

Wayne T. Slack
225 W 500 N
Jerome, Idaho 83338
By Hand

Gary Mitchell
338 N 400 W
Jerome, Idaho 83338
By Hand

Dell S. Phillips
396 N 300 W
Jerome, Idaho 83338
By Hand

Timothy J. Stover
PO Box 1906
Twin Falls, Idaho 83303-1906
Via US Mail

Steve Matthews

~~Steve Matthews~~, Protestant

MICROFILMED
DEC 17 2003

RECEIVED
FEB 2 6 2003
Department of Water Resources

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' AMENDED LIST OF WITNESSES** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of witnesses (including experts) who are expected to testify on behalf of Applicants William &/or Susan Millenkamp at the hearing on this matter:

1. John Gomez, J&C Custom
2. Luis Bettencourt
3. Montessa Young, Idaho Department of Agriculture
4. Chuck Brockway, Brockway Engineering

MICROFILMED
DEC 1 7 2003

5. Cody Morgan

6. William Millenkamp

7. Robert Jones, Robert Jones Realty

8. Lon Thompson

9. Vernon Kohntopp

10. Robert Naerbout, Idaho Dairymen's Association

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

RECEIVED
FEB 26 2003
Department of Water Resources

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**ANSWER TO PROTESTANT STEVE MATTHEWS' FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS TO APPLICANT** Source: Groundwater County: Jerome

Applicants, William &/or Susan Millenkamp, hereby respond to PROTESTANT STEVE MATTHEWS FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS TO APPLICANT propounded to them on February 15, 2002, as follows:

INTERROGATORY NO. 1: Please supply your plan for the use of each well involved in this transfer. Include descriptions of flowmeters to be installed.

ANSWER TO INTERROGATORY NO. 1: See Site Plan included in Applicants' disclosed Exhibits (Exhibit "04"). At this time, a description of the flowmeter to be installed is not known.

MICROFILMED
DEC 17 2003

INTERROGATORY NO. 2: Please supply the exact location of the proposed new well on a map that meets the requirements of any State, County of Federal site plan.

ANSWER TO INTERROGATORY NO. 2: Applicants object to this Interrogatory as it is not known what State, County or Federal site plan requirements are referred to or the relevance of such request to this matter. Notwithstanding said objection, see the Site Plan included in Applicants' disclosed exhibits (Exhibit "04").

REQUEST FOR PRODUCTION NO. 1: Please list the total number of animals by weight categories (from 0 to 100 pounds, 101 pounds to 200 pounds, et cetera) that are presently being served by your existing well.

RESPONSE TO REQUEST FOR PRODUCTION NO. 1: Applicants object to this Request for Production as it is irrelevant. Notwithstanding said objection, the number of animals fluctuates, but at no time do the animal units exceed the number allowed by the applicable permits.

REQUEST FOR PRODUCTION NO. 2: Please supply a legal description of all of your land application areas, definitive or possible, as described in 40 CFR Part 412.2 (e).

RESPONSE TO REQUEST FOR PRODUCTION NO. 2: Applicants object to this Request for Production as there is no subpart 412.2(e) of Title 40 of the Code of Federal Regulations. Notwithstanding said objection, the Applicants have 360 acres available to them for land application of manure. In addition to the Applicants' acres, they also contract J&C Custom for the remaining acres necessary for land application of its manure.

REQUEST FOR ADMISSION NO. 1: Please admit that you will require IDWR to put meters on all wells you own or control.

RESPONSE TO REQUEST FOR ADMISSION NO. 1: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants will comply with all applicable conditions required by IDWR with regard to this transfer.

REQUEST FOR ADMISSION NO. 2: If your answer to Admission No. 1 is in the affirmative, please admit that you will allow yearly readings of these meters by IDWR. If your

MICROFILMED

DEC 17 2003

answer to Admission No. 1 is in the negative, please state completely why you will allow meters to be installed on your wells.

RESPONSE TO REQUEST FOR ADMISSION NO. 2: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants will comply with all applicable conditions required by IDWR with regard to this transfer.

REQUEST FOR ADMISSION NO. 3: Please admit that if this secondary well is not allowed, the present well can supply the required amount of water you are legally entitled to.

RESPONSE TO REQUEST FOR ADMISSION NO. 3: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants' current wells' capacity have not been tested and are not known.

REQUEST FOR ADMISSION NO. 4: Please admit that you have in the past or are supplementing the commercial water needs of your business with your domestic well.

RESPONSE TO REQUEST FOR ADMISSION NO. 4: Deny. Although the well used by the Applicants for their domestic needs also supplies water to their calf operation, the domestic portion of the well is not used to supplement their commercial water needs. Applicants' current water right lists two points of diversion, including the well used by the Applicants for domestic purposes.

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

DEC 17 2003

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

RECEIVED
FEB 2 6 2003
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**AFFIDAVIT OF PERSONAL SERVICE** Source: Groundwater County: Jerome

STATE OF IDAHO)
) ss.
County of Twin Falls)

TIMOTHY J. STOVER, being first duly sworn on oath, deposes and says:

That he is a citizen of the United States of America, over the age of eighteen (18) years and a resident of the State of Idaho; that he is not a party to the above-entitled action; that on the 24TH day of February, 2002, he personally served a SUBPOENA upon MONTESSA YOUNG, , by hand delivering a copy of the same to Montessa Young at the Idaho Department of Agriculture

MICROFILMED
DEC 1 7 2003

629 C Wahsington St. N., Twin Falls, Idaho.

FURTHER YOUR AFFIANT SAYETH NOT.

TIMOTHY J. STOVER

SUBSCRIBED and SWORN to before me this 25th day of February, 2003.

JAYNA L. LOCKE NOTARY PUBLIC STATE OF IDAHO

NOTARY PUBLIC FOR IDAHO
Commission Exp.: 9-25-03
Residing at: Jerome, Id.

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25th day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM AND/OR SUSAN MILLENKAMP	)))))	**SUBPOENA**

THE STATE OF IDAHO TO: MONTESSA YOUNG
Idaho Department of Agriculture
629 C Washington St. N.
Twin Falls, ID 83301

YOU ARE HEREBY COMMANDED to appear before the Director of the Department of Water Resources at the Council Chambers, Jerome City Hall, 100 E Avenue "A", Jerome, Idaho on March 11, 2003 at 9:00 a.m. as a witness in the above captioned matter.

DATED this 20th day of February, 2003.

By order of the Director.

KARL J. DREHER, Director

MICROFILMED
DEC 17 2003

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

RECEIVED
FEB 2 6 2003
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' LIST OF WITNESSES** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of witnesses (including experts) who are expected to testify on behalf of Applicants William &/or Susan Millenkamp at the hearing on this matter:

1. John Gomez, J&C Custom
2. Luis Bettencourt
3. Montessa Young, Idaho Department of Agriculture
4. Chuck Brockway, Brockway Engineering

MICROFILMED
DEC 1 7 2003

5. Cody Morgan

6. William Millenkamp

7. Robert Jones, Robert Jones Realty

8. Lon Thompson

9. Vernon Kohntopp

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

RECEIVED
FEB 26 2003
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' LIST OF EXHIBITS** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of exhibits that will be presented by Applicants William &/or Susan Millenkamp at the hearing on this matter.

Exhibit:	**Description:**
01	Panoramic color photo of Millenkamp Cattle facilities – prepared by Brockway Engineering.

MICROFILMED
DEC 17 2003

02	Miscellaneous photographs of Millenkamp Cattle facilities.
03	Location Map – prepared by Brockway Engineering.
04	Proposed Cite Plan – prepared by Brockway Engineering.
05	Letter from North Side Canal Company to Jerome County Planning & Zoning dated June 13, 2001.
06	Memo from Jerome Highway District to Jerome County Planning & Zoning dated June 12, 2001.
07	Letter from Jerome Rural Fire District #1 to Jerome County Planning & Zoning dated June 4, 2001.
08	Letter from Jerome County Commissioners to Idaho State Department of Agriculture dated August 27, 2001, and subsequent letter from the Department of Agriculture to Jerome County dated September 27, 2001.
09	Staff Report from Jerome County Planning & Zoning regarding Millenkamp CAFO dated November 20, 2001.
10	Staff Report from Jerome County Planning & Zoning regarding Millenkamp's LCO Permit.
11	Letter from Idaho Department of Agriculture to Bill Millenkamp dated August 27, 2001, regarding the nutrient management plan, and three (3) Livestock Facility Waste Inspection Reports dated May 16, 2002, December 11, 2002, and. December 23, 2002
12	Letter from Idaho Department of Agriculture to Bill Millenkamp dated December 11, 2002.
13	Construction Inspection Report dated December 23, 2002 from Idaho State Department of Agriculture.
14	Notice of Decision from Jerome County Planning & Zoning.
15	LCO Water Requirements and Consumptive Use Worksheet – prepared by Brockway Engineering.
16	Well Interference Analysis (average annual discharge of combined wells) – Prepared by Brockway Engineering.

MICROFILMED
DEC 17 2003

17 Well Interference Analysis (maximum discharge of combined wells) – Prepared by Brockway Engineering.

18. Misc. Receipts.

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[X]	Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

ROBERTSON, HEPWORTH, SLETTE,
WORST & STOVER, P.L.L.C.
ATTORNEYS AT LAW

* *J. EVAN ROBERTSON*
* *JEFFREY J. HEPWORTH*
* *GARY D. SLETTE*
* *RICHARD J. "TUG" WORST*
* *TIMOTHY J. STOVER*

303 SHOSHONE ST. NORTH
P. O. BOX 1906
TWIN FALLS, ID 83303-1906
PHONE (208) 734-0700
FAX (208) 736-0041

FACSIMILE TRANSMISSION

RECEIVED
FEB 26 2003
Department of Water Resources

DATE: February 25, 2003

FAX TO: L. Glen Saxton

FAX NO: (208) 327-7866

FROM: Timothy J. Stover

RE: William &/or Susan Millenkamp – Transfer No. 70145

NUMBER OF PAGES INCLUDING THIS ONE: 4

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US BACK AS SOON AS POSSIBLE AT (208) 734-0700.

INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY/CLIENT PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CALL AT (208) 734-0700, AND RETURN THIS FACSIMILE TO US BY MAIL AT THE ABOVE ADDRESS. WE APPRECIATE YOUR COOPERATION.

ADDITIONAL MESSAGE:

Enclosed please find the following:

Applicants' Amended List of Witnesses

Originals will follow by U.S. Mail

MICROFILMED
DEC 17 2003

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' AMENDED LIST OF WITNESSES** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of witnesses (including experts) who are expected to testify on behalf of Applicants William &/or Susan Millenkamp at the hearing on this matter:

1. John Gomez, J&C Custom
2. Luis Bettencourt
3. Montessa Young, Idaho Department of Agriculture
4. Chuck Brockway, Brockway Engineering

MICROFILMED
DEC 17 2003

5. Cody Morgan

6. William Millenkamp

7. Robert Jones, Robert Jones Realty

8. Lon Thompson

9. Vernon Kohntopp

10. Robert Naerbout, Idaho Dairymen's Association

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILM
DEC 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

RECEIVED
FEB 2 5 2003
Department of Water Resources

ROBERTSON, HEPWORTH, SLETTE,
WORST & STOVER, P.L.L.C.
ATTORNEYS AT LAW

* *J. EVAN ROBERTSON*
* *JEFFREY J. HEPWORTH*
* *GARY D. SLETTE*
* *RICHARD J. "TUG" WORST*
* *TIMOTHY J. STOVER*

303 SHOSHONE ST. NORTH
P. O. BOX 1906
TWIN FALLS, ID 83303-1906
PHONE (208) 734-0700
FAX (208) 736-0041

FACSIMILE TRANSMISSION

DATE: February 25, 2003

FAX TO: L. Glen Saxton

FAX NO: (208) 327-7866

FROM: Timothy J. Stover

RE: William &/or Susan Millenkamp – Transfer No. 70145

NUMBER OF PAGES INCLUDING THIS ONE: 16

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US BACK AS SOON AS POSSIBLE AT (208) 734-0700.

INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY/CLIENT PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CALL AT (208) 734-0700, AND RETURN THIS FACSIMILE TO US BY MAIL AT THE ABOVE ADDRESS. WE APPRECIATE YOUR COOPERATION.

ADDITIONAL MESSAGE:

Enclosed please find the following:

Affidavit of Personal Service/w Subpoena attached
Answer to Discovery Requests
Applicants' List of Exhibits
Applicants' List of Witnesses

Originals will follow by U.S. Mail

MICROFILMED
DEC 1 2 2003

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**AFFIDAVIT OF PERSONAL SERVICE** Source: Groundwater County: Jerome

STATE OF IDAHO)
) ss.
County of Twin Falls)

TIMOTHY J. STOVER, being first duly sworn on oath, deposes and says:

That he is a citizen of the United States of America, over the age of eighteen (18) years and a resident of the State of Idaho; that he is not a party to the above-entitled action; that on the 24TH day of February, 2002, he personally served a SUBPOENA upon MONTESSA YOUNG, , by hand delivering a copy of the same to Montessa Young at the Idaho Department of Agriculture

MICROFILMED
DEC 17 2003

FEB 25 2003 4:39 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.02

629 C Wahsington St. N., Twin Falls, Idaho.

FURTHER YOUR AFFIANT SAYETH NOT.

TIMOTHY J. STOVER

SUBSCRIBED and SWORN to before me this 25th day of February, 2003.

JAYNA L. LOCKE NOTARY PUBLIC STATE OF IDAHO

NOTARY PUBLIC FOR IDAHO
Commission Exp: 9-25-03
Residing at: Jerome, Id.

MICROFILMED
DEC 17 2003

FEB 25 2003 4:39 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.03

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25th day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILM

DEC 17 2003

FEB 25 2003 4:39 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.04

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM AND/OR SUSAN MILLENKAMP	)	**SUBPOENA**

THE STATE OF IDAHO TO: MONTESSA YOUNG
Idaho Department of Agriculture
629 C Washington St. N.
Twin Falls, ID 83301

YOU ARE HEREBY COMMANDED to appear before the Director of the Department of Water Resources at the Council Chambers, Jerome City Hall, 100 E Avenue "A", Jerome, Idaho on March 11, 2003 at 9:00 a.m. as a witness in the above captioned matter.

DATED this 20th day of February, 2003.

By order of the Director.

KARL J. DREHER, Director

MICROFILMED
DEC 17 2003

FEB 25 2003 4:40 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.13

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**ANSWER TO PROTESTANT STEVE MATTHEWS' FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS TO APPLICANT** Source: Groundwater County: Jerome

Applicants, William &/or Susan Millenkamp, hereby respond to PROTESTANT STEVE MATTHEWS FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS TO APPLICANT propounded to them on February 15, 2002, as follows:

INTERROGATORY NO. 1: Please supply your plan for the use of each well involved in this transfer. Include descriptions of flowmeters to be installed.

ANSWER TO INTERROGATORY NO. 1: See Site Plan included in Applicants' disclosed Exhibits (Exhibit "04"). At this time, a description of the flowmeter to be installed is not known.

RECEIVED
DEC 17 2003

FEB 25 2003 4:40 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.06

INTERROGATORY NO. 2: Please supply the exact location of the proposed new well on a map that meets the requirements of any State, County of Federal site plan.

ANSWER TO INTERROGATORY NO. 2: Applicants object to this Interrogatory as it is not known what State, County or Federal site plan requirements are referred to or the relevance of such request to this matter. Notwithstanding said objection, see the Site Plan included in Applicants' disclosed exhibits (Exhibit "04").

REQUEST FOR PRODUCTION NO. 1: Please list the total number of animals by weight categories (from 0 to 100 pounds, 101 pounds to 200 pounds, et cetera) that are presently being served by your existing well.

RESPONSE TO REQUEST FOR PRODUCTION NO. 1: Applicants object to this Request for Production as it is irrelevant. Notwithstanding said objection, the number of animals fluctuates, but at no time do the animal units exceed the number allowed by the applicable permits.

REQUEST FOR PRODUCTION NO. 2: Please supply a legal description of all of your land application areas, definitive or possible, as described in 40 CFR Part 412.2 (e).

RESPONSE TO REQUEST FOR PRODUCTION NO. 2: Applicants object to this Request for Production as there is no subpart 412.2(e) of Title 40 of the Code of Federal Regulations. Notwithstanding said objection, the Applicants have 360 acres available to them for land application of manure. In addition to the Applicants' acres, they also contract J&C Custom for the remaining acres necessary for land application of its manure.

REQUEST FOR ADMISSION NO. 1: Please admit that you will require IDWR to put meters on all wells you own or control.

RESPONSE TO REQUEST FOR ADMISSION NO. 1: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants will comply with all applicable conditions required by IDWR with regard to this transfer.

REQUEST FOR ADMISSION NO. 2: If your answer to Admission No. 1 is in the affirmative, please admit that you will allow yearly readings of these meters by IDWR. If your

MICROFILMED

FEB 25 2003 4:40 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.07

answer to Admission No. 1 is in the negative, please state completely why you will allow meters to be installed on your wells.

RESPONSE TO REQUEST FOR ADMISSION NO. 2: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants will comply with all applicable conditions required by IDWR with regard to this transfer.

REQUEST FOR ADMISSION NO. 3: Please admit that if this secondary well is not allowed, the present well can supply the required amount of water you are legally entitled to.

RESPONSE TO REQUEST FOR ADMISSION NO. 3: Applicants can neither admit nor deny this Request for Admission and therefore deny the same. Notwithstanding said denial, Applicants' current wells' capacity have not been tested and are not known.

REQUEST FOR ADMISSION NO. 4: Please admit that you have in the past or are supplementing the commercial water needs of your business with your domestic well.

RESPONSE TO REQUEST FOR ADMISSION NO. 4: Deny. Although the well used by the Applicants for their domestic needs also supplies water to their calf operation, the domestic portion of the well is not used to supplement their commercial water needs. Applicants' current water right lists two points of diversion, including the well used by the Applicants for domestic purposes.

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

RECEIVED
DEC 17 2003
FEB 25 2003 4:40 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.08

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

FEB 25 2003 4:41 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.09

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' LIST OF EXHIBITS** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of exhibits that will be presented by Applicants William &/or Susan Millenkamp at the hearing on this matter.

Exhibit:	**Description:**
01	Panoramic color photo of Millenkamp Cattle facilities – prepared by Brockway Engineering.

MICRO
DEC 17 2003

FEB 25 2003 4:41 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.10

02	Miscellaneous photographs of Millenkamp Cattle facilities.
03	Location Map – prepared by Brockway Engineering.
04	Proposed Cite Plan – prepared by Brockway Engineering.
05	Letter from North Side Canal Company to Jerome County Planning & Zoning dated June 13, 2001.
06	Memo from Jerome Highway District to Jerome County Planning & Zoning dated June 12, 2001.
07	Letter from Jerome Rural Fire District #1 to Jerome County Planning & Zoning dated June 4, 2001.
08	Letter from Jerome County Commissioners to Idaho State Department of Agriculture dated August 27, 2001, and subsequent letter from the Department of Agriculture to Jerome County dated September 27, 2001.
09	Staff Report from Jerome County Planning & Zoning regarding Millenkamp CAFO dated November 20, 2001.
10	Staff Report from Jerome County Planning & Zoning regarding Millenkamp's LCO Permit.
11	Letter from Idaho Department of Agriculture to Bill Millenkamp dated August 27, 2001, regarding the nutrient management plan, and three (3) Livestock Facility Waste Inspection Reports dated May 16, 2002, December 11, 2002, and. December 23, 2002
12	Letter from Idaho Department of Agriculture to Bill Millenkamp dated December 11, 2002.
13	Construction Inspection Report dated December 23, 2002 from Idaho State Department of Agriculture.
14	Notice of Decision from Jerome County Planning & Zoning.
15	LCO Water Requirements and Consumptive Use Worksheet – prepared by Brockway Engineering.
16	Well Interference Analysis (average annual discharge of combined wells) – Prepared by Brockway Engineering.

MICROFILMED
DEC 17 2003

FEB 25 2003 4:41 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.11

17 Well Interference Analysis (maximum discharge of combined wells) – Prepared by Brockway Engineering.

18. Misc. Receipts.

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICRO
FEB 27 2003

FEB 25 2003 4:41 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.12

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED

DEC 17 2003

FEB 25 2003 4:42 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.13

Timothy J. Stover
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB# 4842

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**APPLICANTS' LIST OF WITNESSES** Source: Groundwater County: Jerome

Pursuant to the Notice of Hearing and Pre-Hearing Order on file herein and pursuant to Rule of Procedure 37.01.01510 the following is a list of witnesses (including experts) who are expected to testify on behalf of Applicants William &/or Susan Millenkamp at the hearing on this matter:

1. John Gomez, J&C Custom
2. Luis Bettencourt
3. Montessa Young, Idaho Department of Agriculture
4. Chuck Brockway, Brockway Engineering

FEB 25 2003 4:42 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.14

5. Cody Morgan

6. William Millenkamp

7. Robert Jones, Robert Jones Realty

8. Lon Thompson

9. Vernon Kohntopp

DATED this 25 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
DEC 12 2003

FEB 25 2003 4:42 PM FR ROBERTSON HEPWORTH 736 0041 TO 12083277866 P.15

CERTIFICATE OF SERVICE

The undersigned certifies that on the 25 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

L. Glen Saxton IDWR P.O. Box 83720 Boise, ID 83720	[ ] [X] [ ] [X]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICRO

DEC 17 2003

RECEIVED
FEB 25 2003
Department of Water Resources

Steve Matthews
210 West 450 North
Jerome, Idaho 83338
208-324-8940
Pro Se

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

In the matter of Application or Transfer No. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell Dell Phillips Protestants	PROTESTANT STEVE MATTHEWS RESPONSES TO APPLICANT'S FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS

Comes now Protestant Steve Matthews and Responds.

INTERROGATORY NO. 1 Myself. Sam Matthews 10221 West E Suite 180 Boise, Idaho 83704 208-376-9700. My testimony will involve my experiences with the Millenkamps and their calf operation. Sam Matthews, as an expert witness, will discuss geology, hydrology, hydrogeology, aquifer drawdown and other related issues.

INTERROGATORY NO. 2 See answer to Interrogatory No. 1.

INTERROGATORY NO. 3 All persons listed as Applicants and Protestants. Possibly.

INTERROGATORY NO. 4 No.

INTERROGATORY NO. 5 Not Applicable

INTERROGATORY NO. 6 Sam Matthews (See Interrogatory No. 1)

(A) Business affiliation is not applicable, as he is not representing the business.
(B) M.S. Engineering Geology, 25 years experience.
(C) January, 2003
(D) NA
(E) Sam Matthews
(F) Water Transfer #70145 and related information.

INTERROGATORY NO. 7 See answer to Interrogatory No. 6.

MICROFILMED
DEC 1 2 2003

INTERROGATORY NO. 8 See answer to Interrogatory No. 6.

INTERROGATORY NO. 9 These items are being collected and will be submitted as Discovery documents or exhibits. Am still waiting on reports to be completed and sent and will forward if the content is relevant to the appeal. All pictures related to the enclosed exhibits are in the custody of the Jerome County Deputy Prosecuting Attorney.

INTERROGATORY NO. 10 The effect of this transfer will

REQUEST FOR PRODUCTION NO. 1 All such documents are being collected and will be submitted as Discovery documents or exhibits.

REQUEST FOR PRODUCTION NO. 2 See answer to Request for Production No. 1.

REQUEST FOR PRODUCTION NO. 3 See answer to Request for Production No. 1.

REQUEST FOR ADMISSION NO. 1 Deny.

REQUEST FOR ADMISSION NO. 2 Depending on what the Applicant does, it may.

REQUEST FOR ADMISSION NO. 3 Depending on what the Applicant does, it may not.

REQUEST FOR ADMISSION NO. 4 All facts, whether in testimony or exhibits, will be presented as exhibits or testimony.

Dated this 23 day of February, 2003

Steve Matthews

Steve Matthews, Protestant

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

I hereby certify that on 2-24-03, 2003, I caused to be served a true and correct copy of the foregoing to each of the persons named below by the method indicated below each of their names.

L. Glen Saxton
IDWR
PO Box 83720
Boise, Idaho 83720-0098
Via U.S. Mail

Mark T. Vineyard
396 N 300 W
Jerome, Idaho 83338
By Hand

William Gulley
450 N 242 W
Jerome, Idaho 83338
By Hand

Wayne T. Slack
225 W 500 N
Jerome, Idaho 83338
By Hand

Gary Mitchell
338 N 400 W
Jerome, Idaho 83338
By Hand

Dell S. Phillips
396 N 300 W
Jerome, Idaho 83338
By Hand

Timothy J. Stover
PO Box 1906
Twin Falls, Idaho 83303-1906
Via US Mail

Steve Matthews
Steve Matthews, Protestant

MICROFILMED
DEC 17 2003

IN THE MATTER OF WATER TRANSFER # 70145. EXHIBITS FOR MARCH 10,2003 HEARING.

MICROFILMED
DEC 17 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

February 21, 2003

TIMOTHY J STOVER
ROBERTSON HEPWORTH SLETTE WORST & STOVER PLLC
PO BOX 1906
TWIN FALLS ID 83303-1906

Re: Application for Transfer No. 70145 in the name of William and/or Susan Millenkamp

Dear Mr. Stover:

Enclosed is an original Subpoena signed by Karl J. Dreher, Director for the Department of Water Resources. I ask that you proceed with service of Ms. Montessa Young.

Sincerely,

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.
cc(w/encl.): William Millenkamp
Mark T. Vineyard
William Gulley
Steve Matthews
Wayne T. Slack
Gary Mitchell
Dell S. Phillips
Allen Merritt, Manager, Southern Region

MICROFILMED
DEC 17 2003

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM AND/OR SUSAN MILLENKAMP	)))))	**SUBPOENA**

THE STATE OF IDAHO TO: MONTESSA YOUNG
Idaho Department of Agriculture
629 C Washington St. N.
Twin Falls, ID 83301

YOU ARE HEREBY COMMANDED to appear before the Director of the Department of Water Resources at the Council Chambers, Jerome City Hall, 100 E Avenue "A", Jerome, Idaho on March 11, 2003 at 9:00 a.m. as a witness in the above captioned matter.

DATED this 20th day of February, 2003.

By order of the Director.

KARL J. DREHER, Director

MICROFILMED
DEC 17 2003

RECEIVED
FEB 19 2003
Department of Water Resources

Steve Matthews
210 West 450 North
Jerome, Idaho 83338
208-324-8940
Pro Se

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

In the matter of Application or Transfer No. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell Dell Phillips Protestants	PROTESTANT STEVE MATTHEWS FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION AND REQUEST FOR ADMISSIONS TO APPLICANT

Protestant Steve Matthews hereby requires you to answer and respond to the following interrogatories, requests for production and request for admissions, within (15) fifteen days after service hereof, in the manner prescribed by Rules 33, 34, and 36 of the Idaho Rules of Civil Procedure and ID ADC 37.01.01.520 and ID ADC 37.01.01.521.

INTERROGATORIES

INTERROGATORY NO. 1 Please supply your plan for the use of each well involved in this transfer. Include descriptions of flowmeters to be installed.

INTERROGATORY NO. 2 Please supply the exact location of the proposed new well on a map that meets the requirements of any State, County or Federal site plan.

REQUEST FOR PRODUCTION NO. 1 Please list the total number of animals by weight categories (from 0 to 100 pounds, 101 pounds to 200 pounds, et cetera) that are presently being served by your existing well.

REQUEST FOR PRODUCTION NO. 2 Please supply a legal description of all of your land application areas, definitive or possible, as described in 40 CFR Part 412.2 (e).

REQUEST FOR ADMISSION NO. 1 Please admit that you will require IDWR to put meters on all wells you own or control.

REQUEST FOR ADMISSION NO. 2 If your answer to Admission No. 1 is in the affirmative, please admit that you will allow yearly readings of these meters by IDWR. If

MICROFILMED
DEC 17 2003

your answer to Admission No. 1 is in the negative, please state completely why you will not allow meters to be installed on your wells.

REQUEST FOR ADMISSION NO. 3 Please admit that if this secondary well is not allowed, the present well can supply the required amount of water that you are legally entitled to.

REQUEST FOR ADMISSION NO. 4 Please admit that you have in the past or are supplementing the commercial water needs of your business with your domestic well.

DATED this 15th day of February, 2003

Steve Matthews

Steve Matthews, Protestant

MICROFILMED

DEC 17 2003

CERTIFICATE OF SERVICE

I hereby certify that on FEBRUARY 15th, 2003, I caused to be served a true and correct copy of the foregoing to each of the persons named below by the method indicated below each of their names.

L. Glen Saxton
IDWR
PO Box 83720
Boise, Idaho 83720-0098
Via U.S. Mail

Mark T. Vineyard
396 N 300 W
Jerome, Idaho 83338
By Hand

William Gulley
450 N 242 W
Jerome, Idaho 83338
By Hand

Wayne T. Slack
225 W 500 N
Jerome, Idaho 83338
By Hand

Gary Mitchell
338 N 400 W
Jerome, Idaho 83338
By Hand

Dell S. Phillips
396 N 300 W
Jerome, Idaho 83338
By Hand

Timothy J. Stover
PO Box 1906
Twin Falls, Idaho 83303-1906
Via US Mail

Steve Matthews

Steve Matthews, Protestant

MICROFILMED
DEC 17 2003

FILE PROGRESS SUMMARY

CM# 70145

APPLICANT: M J Mellin Family WATER RIGHT NO. 36-4157F

INIT.	DATE	COMMENT
aeb	9/6/02	Staffed to Jo Ann Treitag
MB	10/22/02	Adv. Sch. NSN 10/31 & 11/7/02; 11/18/02
MB	10/24/02	LTR. TO Appl.
CY	11-13-02	Watermaster Comment
MB	11/20/02	Prot. ack & Notice of Prot. ltr. prepared
MB	11/21/02	LTR. TO Late Protestant
MB	12/4/02	LTR TO Parties Re: Available dates - Conf.
MB	12/16/02	Notice of Conf. 1/3/2003 @ 10:00 / Jerome City Hall
MB	1/3/03	Conf. held
MB	1/3/03	Notice of HRG sent: March 11 @ 900 - Jerome City Hall - Council Chambers
ADM	1/15/03	Order Authorizing Discovery mailed
ADM	2/10/03	Order Compelling Discovery mailed

Protestants
T# 70145

FirstName	LastName	Address1	Address2	City	State	PostalCode	HomePhone	WorkPhone
MARK T.	VINEYARD	396 N 300 W		JEROME	ID	83338	324-7901	
WILLIAM	GULLEY	450 N 242 W		JEROME	ID	83338	324-8001	
STEVE	MATTHEWS	210 W 450 N		JEROME	ID	83338	324-8940	
WAYNE T.	SLACK	225 W 500 N		JEROME	ID	83338	324-7324	
GARY	MITCHELL	338 N 400 W		JEROME	ID	83338	324-3836	
DELL S.	PHILLIPS	396 N 300 W		JEROME	ID	83338	324-7901	

MICROFILMED

«Salutation»Dear Mr. Vineyard
«FirstName» «LastName»MARK T. VINEYARD
«Address1»396 N 300 W
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-7901
«WorkPhone»

«Salutation»Dear Mr. Gulley
«FirstName» «LastName»WILLIAM GULLEY
«Address1»450 N 242 W
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-8001
«WorkPhone»

«Salutation»Dear Mr. Matthews
«FirstName» «LastName»STEVE MATTHEWS
«Address1»210 W 450 N
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-8940
«WorkPhone»

«Salutation»Dear Mr. Slack
«FirstName» «LastName»WAYNE T. SLACK
«Address1»225 W 500 N
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-7324
«WorkPhone»

«Salutation»Dear Mr. Mitchell
«FirstName» «LastName»GARY MITCHELL
«Address1»338 N 400 W
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-3836
«WorkPhone»

«Salutation»Dear Mr. Phillips
«FirstName» «LastName»DELL S. PHILLIPS
«Address1»396 N 300 W
«Address2»
«City» «State» «PostalCode»JEROME ID 83338
«HomePhone»324-7901
«WorkPhone»

MICROFILMED
DEC 17 2003

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR TRANSFER ISSUES

Section 42-222, Idaho Code, identifies the following potential issues that the department can consider in connection with an application for transfer:

1. Will the proposed transfer injure other water rights?

2. Will the proposed transfer constitute an enlargement in the use of the original right?

3. Is the proposed transfer in the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?

4. Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, and 4 above and must provide evidence for the department to evaluate these criteria. The initial burden of proof on issue 3 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a pre-hearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement. The department may issue a "pre-conference statement order" which requires response to the inquiries.

HEARING

The department will tape record the hearing. Copies of a hearing tape are available upon request and the payment of the cost of reproducing the tape. The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director. Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer. As part of the conference a date may be set by which exchange of exhibits and witness lists must occur.

EFFECT OF FAILURE TO APPEAR AT A CONFERENCE OR HEARING

Failure to appear at the time and place set for a conference or hearing by the applicant or protestant(s) may allow the department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing party.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (I0) days prior to the hearing.

MICROFILMED

DEC 17 2003

ROBERTSON, HEPWORTH, SLETTE, WORST & STOVER, P.L.L.C.
ATTORNEYS AT LAW

J. EVAN ROBERTSON
JEFFREY J. HEPWORTH
GARY D. SLETTE
RICHARD J. "TUG" WORST
TIMOTHY J. STOVER

303 Shoshone Street North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

TIMOTHY J. STOVER
tstover@idalawyer.com

RECEIVED
FEB 18 2003
Department of Water Resources
Southern Region

February 18, 2003

VIA FACSIMILE (208) 327-7866

L. Glen Saxton
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83706

RE: **Millenkamp**
Transfer No. 70145

Dear Mr. Saxton:

Enclosed please find a Petition for Issuance of Subpoena and a Subpoena regarding the above referenced transfer. Please review the Petition and if acceptable, please sign the Subpoena and return it to me for personal service upon Montessa Young.

Thank you for your assistance with this matter. Should you have any questions or need any further information, please feel free to contact me.

Yours truly,

DICTATED BY MR. STOVER AND SENT WITHOUT SIGNATURE TO AVOID DELAY

TIMOTHY J. STOVER

TJS:jl
cc: Allen D. Merritt, Southern Regional Manager
(Via Fax 736-3037)

Enclosures

MICROFILMED
DEC 17 2003

RECEIVED
FEB 18 2003
Department of Water Resources
Southern Region

Timothy J. Stover, ISB #4842
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**PETITION FOR ISSUANCE OF SUBPOENA** Source: Groundwater County: Jerome

COMES NOW the Defendant above-named and petitions the Department for an order granting the issuance of a Subpoena for Montessa Young of the Idaho Department of Agriculture requesting her attendance to testify on behalf of Applicants William &/or Susan Millenkamp at the hearing on this matter scheduled for March 11, 2003. Ms. Young is expected to testify as to the Nutrient Management Plan and other related issues.

DATED this 18th day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
FEB 19 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 18th day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ]	Hand Deliver
	[X]	U.S. Mail
	[ ]	Overnight Courier
	[ ]	Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

Timothy J. Stover, ISB #4842
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**SUBPOENA** Source: Groundwater County: Jerome

TO: MONTESSA YOUNG
Idaho Department of Agriculture
629 C Washington St. N.
Twin Falls, ID 83301

WE COMMAND YOU, That all and singular business and excuses being laid aside, you to appear before L. GLEN SAXTON, Hearing Officer for the Idaho Department of Water Resources at the Jerome City Hall, 100 East Avenue "A", Jerome, Idaho, on the 11th day of March, 2003, at 9:00 a.m., as a witness on behalf of the Applicants, William &/or Susan Millenkamp, in the above-entitled action.

You are further notified that if you fail to appear at the place and time specified above,

MICROFILMED
DEC 17 2003

that you may be held in contempt of Court and the aggrieved party may recover from you the sum of $100.00 and all damages which the party may sustained by your failure to attend as a witness.

DATED this _____ day of _____, 2003.

L. GLEN SAXTON
Hearing Officer
Idaho Department of Water Resources

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the ____ day of _____, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Montessa Young Idaho Department of Agriculture 629 C Washington St. N. Twin Falls, ID 83301	[ ] [ ] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

L. GLENN SAXTON

MICROFILMED
DEC 17 2003

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145 IN THE NAME OF WILLIAM AND/OR SUSAN MILLENKAMP	)))))	**ORDER COMPELLING DISCOVERY**

On January 3, 2003, the Department of Water Resources ("Department") set the above captioned matter for hearing on March 11, 2003, in Jerome, Idaho.

On January 15, 2003, the Department issued an Order Authorizing Discovery and directed the parties to complete discovery within fourteen (14) days prior to the date of hearing.

On February 10, 2003, the applicant filed a Motion to Compel Discovery and sought an order from the Department awarding attorney fees.

ORDER

The Department having reviewed the matter HEREBY ORDERS as follows:

1. The applicant's motion for an order directing the protestants to answer the applicant's First Set of Interrogatories is **GRANTED**. The protestants and the applicant are directed to answer interrogatories and requests for production and to complete all discovery on or before February 25, 2003.

2, The applicant's motion for an award of attorney's fees before the Department in this proceeding is **DENIED**.

Dated this 10th day of February, 2003.

ALLEN D. MERRITT, PE
Southern Region Manager

MICROFILMED
DEC 17 2003

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of February, 2003 a true and correct copy of the above and foregoing Order Compelling Discovery was forwarded with all required charges prepared, by the method indicated below, to the parties listed:

WILLIAM MILLENKAMP & SUSAN MILLENKAMP 471 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
TIMOTHY J. STOVER PO BOX 1906 TWIN FALLS ID 83301	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
MARK T.VINEYARD 396 N 300 W JEROME D 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WILLIAM GULLEY 450 N 242 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
STEVE MATTHEWS 210 W 450 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WAYNE T. SLACK 225 W 500 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
GARY MITCHELL 338 N 400 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
DELL S. PHILLIPS 396 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____

Mary A. Baldwin
Mary A. Baldwin
Administrative Assistant I

MICROFILMED
DEC 17 2003

ROBERTSON, HEPWORTH, SLETTE, WORST & STOVER, P.L.L.C.
ATTORNEYS AT LAW

J. EVAN ROBERTSON
JEFFREY J. HEPWORTH
GARY D. SLETTE
RICHARD J. "TUG" WORST
TIMOTHY J. STOVER

303 Shoshone Street North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

TIMOTHY J. STOVER
tstover@idalawyer.com

February 7, 2003

RECEIVED
FEB 10 2003
Department of Water Resources

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

RE: **Millenkamp**
Transfer No. 70145

Dear Ladies & Gentlemen:

Enclosed please find a Motion to Compel Discovery Responses for your review and consideration.

Thank you for your cooperation in filing the enclosed document. Please feel free to contact me should you have any questions or concerns.

Yours truly,

TIMOTHY J. STOVER

TJS:jl

Enclosures

Post-it® Fax Note 7671	Date	# of pages ▶ 3
To Gwen Sexton	From Allen Merritt	
Co./Dept.	Co.	
Phone #	Phone #	
Fax #	Fax #	

MICROFILMED
DEC 17 2003

RECEIVED
FEB 10 2003
Department of Water Resources

Timothy J. Stover, ISB #4842
ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC
P.O. Box 1906
Twin Falls, Idaho 83303-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OR TRANSFER NO. 70145 William &/or Susan Millenkamp, Applicants Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants.	**MOTION TO COMPEL DISCOVERY RESPONSES** Source: Groundwater County: Jerome

COMES NOW the Defendant above-named and moves the Department for an order compelling Protestants to answer Applicants First Set of Interrogatories and Requests for Production propounded to them on January 16, 2003, within three (3) days of the date of said order.

This Motion to Compel is brought pursuant to I.R.C.P. Rule 37(a).

The Defendant further moves this court for an order awarding its attorneys fees and costs incurred in bringing this Motion pursuant to I.R.C.P. Rule 37(e).

DATED this 7 day of February, 2003.

ROBERTSON, HEPWORTH, SLETTE
WORST & STOVER, PLLC.

By: _____
Timothy J. Stover

MICROFILMED
DEC 17 2003

CERTIFICATE OF SERVICE

The undersigned certifies that on the 7 day of February, 2003, he caused a true and correct copy of the foregoing instrument to be served upon the following persons in the following manner:

Mark T. Vineyard 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
William Gulley 450 N 242 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Steve Matthews 210 W 450 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Wayne T. Slack 225 W 500 N Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Gary Mitchell 338 N 400 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission
Dell S. Phillips 396 N 300 W Jerome, ID 83338	[ ] [X] [ ] [ ]	Hand Deliver U.S. Mail Overnight Courier Facsimile Transmission

Timothy J. Stover

MICROFILMED
DEC 17 2003

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

January 29, 2003

RECEIVED
JAN 30 2003
Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Subject: Site Map for Millenkamp Cattle

Dear Allen:

The enclosed site map for the Millenkamp Cattle calf ranch is in response to your request for additional information on the proposed transfer 70145. The map shows the existing and proposed wells in the SE NE Sec 6 T7S R28E , the water distribution system and facilities.

Please let me know if there is anything else you need.

Sincerely,

Charles E. Brockway P.E. Ph.D.

Encl. Site map

cc: Bill Millenkamp
Tim Stover

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

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

2016 NORTH WASHINGTON STREET • SUITE 4

TWIN FALLS, IDAHO 83301

208•736•8543

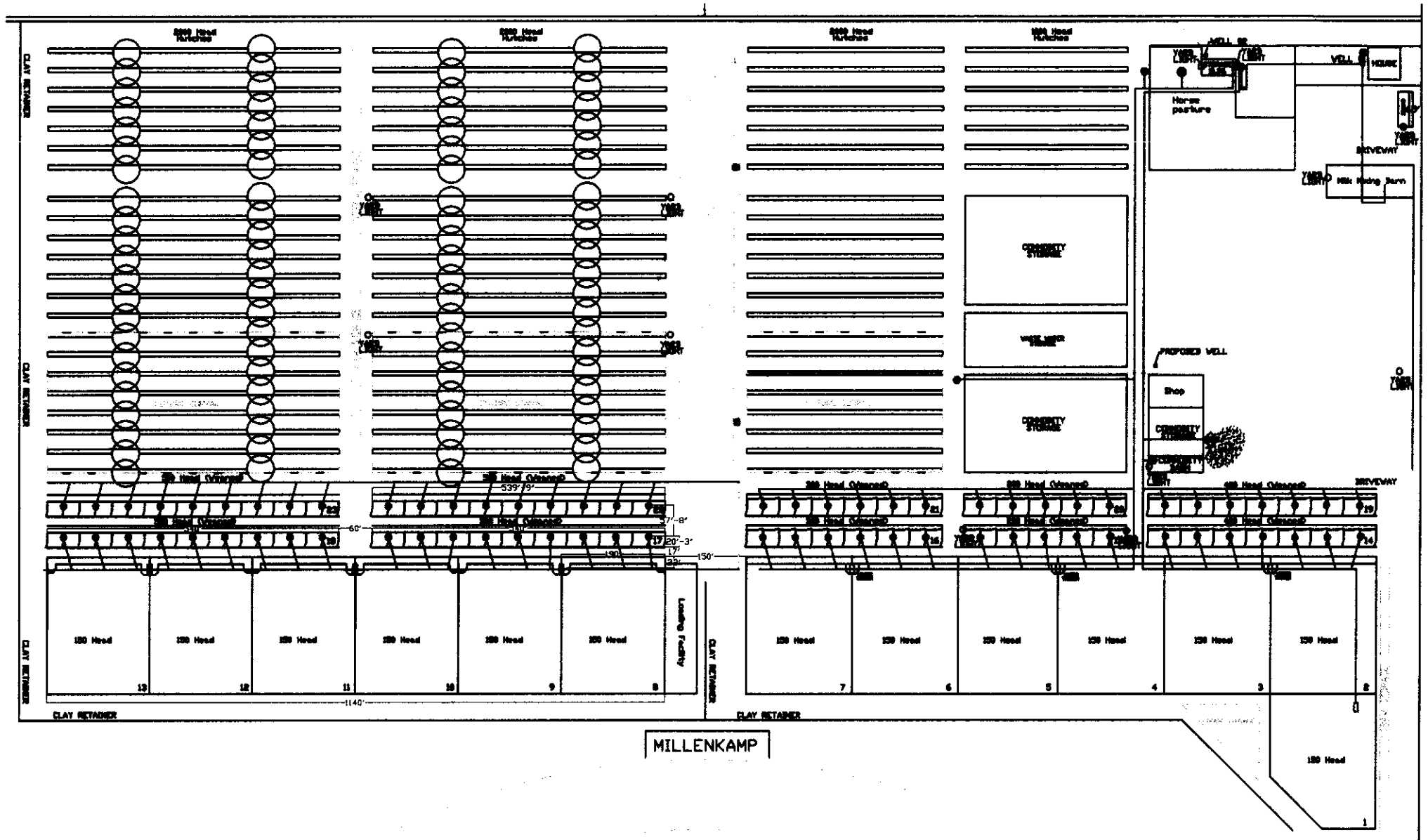
FAX: 736•8506

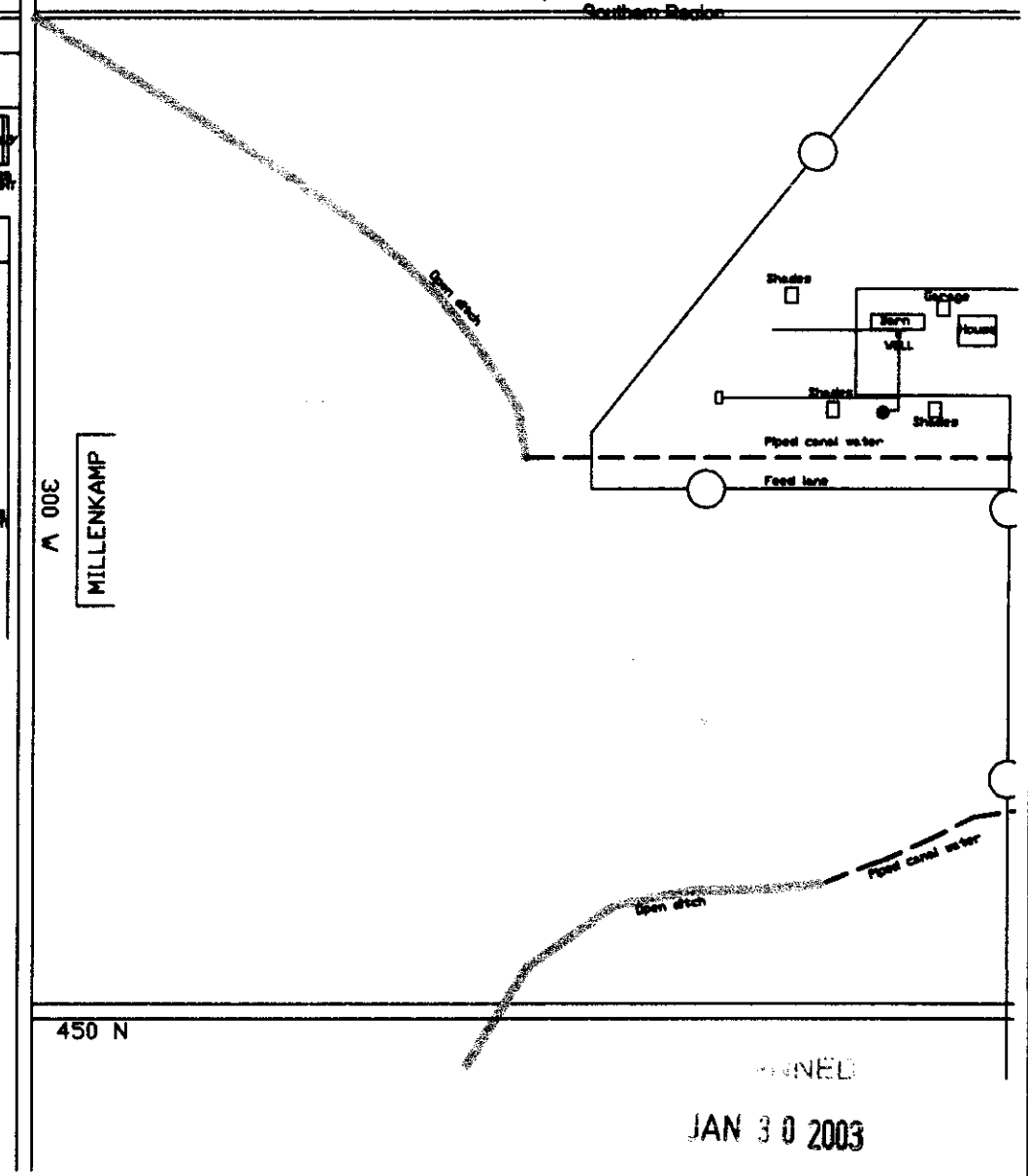
MICROFILMED
DEC 17 2003

SCANNED
JAN 30 2003

MILLENKAMP CATTLE

RECEIVED
JAN 30 2003
Department of Water Resources
Southern Region





1 ½"Galvanized Pipe

¾" Galvanized Pipe

Concrete Water Tank

Hydrant

Ritchie Water Trough

SCALE: 1"=250'

THIS DRAWING HAS BEEN PREPARED BY BROCKWAY ENGINEERING, PLLC FOR A SPECIFIC PROJECT TAKING INTO ACCOUNT THE SPECIFIC AND UNIQUE REQUIREMENTS OF THE PROJECT. REUSE OF THIS DRAWING FOR ANY PURPOSE IS PROHIBITED UNLESS WRITTEN PERMISSION FROM BOTH BROCKWAY ENGINEERING & THE CLIENT IS GRANTED.

REV	DESCRIPTION	DATE	APPD.	REFERENCE DRAWINGS

(11 X 17 DWG ONLY)

BROCKWAY ENGINEERING, PLLC
HYDRAULICS - HYDROLOGY - WATER RESOURCES
2016 NORTH WASHINGTON, SUITE 4
TWIN FALLS, ID 83301
(208) 736-8543

MILLENKAMP CATTLE

ALR January 29, 2003

PROJECT # 611-01-2003

DWG # 1

REV

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

January 6, 2003

ATTN Shawna
JEROME CITY COUNCIL
100 EAST AVENUE "A"
JEROME ID 83338

Dear Shawna:

The purpose of this letter is to confirm our reservation of the Council Chambers for a meeting to be held by this office on **Tuesday - March 11, 2003 from 8:00 a.m. - 5:00 p.m.**

If you have any questions please feel free to contact me or Allen Merritt, Southern Regional Office Manager.

Thank you very much for your assistance in this matter.

Very truly yours,

Mary Baldwin

Mary Baldwin
Administrative Assistant

MICROFILM
DEC 17 2003

RE: Application for Transfer No. 70145 (36-4157F)

PLACE: City Council Chambers - Jerome City Hall; Jerome ID

DATE: **10:00 a.m. - Friday, January 3, 2003**

CONFERENCE OFFICER: Allen D. Merritt

ASSISTED BY:

SCANNED

JAN 29 2003

ROSTER OF ATTENDANCE

NAME	ADDRESS	REPRESENTING
Wayne T. Slack	225 W. 500 N. Jerome	
Steve Matthews	450 N 210 W Jerome	
Bill Millenkamp	471 N 300 W Jerome	
Gary Mitchell	338 N. 400 W. Jerome	
Mark Vineyard	396 N. 300 W Jerome	

MICROFILMED

[illegible]

vault file

MEMORANDUM

Date: January 03, 2003

To: Transfer 70145

From: amerritt

Re: pre-hearing conference

On 1/3/2003 I conducted a pre-hearing conference at the City of Jerome City Council Chamber Room. The applicant, Bill Millenkamp was present and represented himself. Protestants : Wayne Slack, Steve Matthews, Gary Mitchell and Mark Vineyard were also present and represented themselves. Protestants : William Gulley and Dell Phillips were not present.

I explained the purpose of the conference and had Mr. Millenkamp describe the purpose of the transfer. His explanation was as indicated on the application. He wishes to expand the location of the operation on to adjacent land and also drill an additional well for backup purposes. He indicated he presently has one main well for the calf operation and a domestic well also plumbed into the system. He indicated the
domestic well does not have sufficient capacity to be a good backup well so he desires to drill a larger well. I asked if he has gotten county approval for his modification of his CAFO permit and he indicated it is objected to and the hearing on the matter has not been held yet. He is pursuing it with the County.

Review of the protestant concerns finds concern about the affect of the transfer on the aquifer resulting from drilling a new well. A couple of protestants did not have a problem with the operation if no new well were drilled. We discussed the existing monitoring of the use by watermaster and probable requirement of installing mag meters with data loggers if transfer was approved. Other issues identified which might be covered under public interest such as animal health ect. but some issues such as financial difficulty appeared irrelevant to issues we consider. No resolution was found so we turned our attention to scheduling a hearing. I discussed the issues the department would consider and the burden the applicant had to present a case on all issues and persuade the department on all issues. The applicant indicated he had discussed the matter with a lawyer (Bill Hollifield) and wanted a hearing as soon as possible but no sooner that 30 days to allow his attorney to prepare. With the parties present the only conflict identified was the last week of February. We discussed exchange of exhibits, witness lists and motions for subpoenas and all agreed to do that 14 days prior to hearing date. It was left to me to set a date after consultation with potential hearing officers within the above guidelines. I told them that the timing discussed at this conference was binding on the other parties not present.

The conference was ended. After the conference Mr. Vineyard copies the application at Jerome City Hall.

MICROFILMED
DEC 17 2003

RECEIVED
DEC 18 2002
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145	NOTICE OF PRE-HEARING CONFERENCE
William &/or Susan Millenkamp, Applicants	SOURCE: Ground water
Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants	County: Jerome

On September 6, 2002 William J. &/or Susan Millenkamp (applicants), filed with the Department of Water Resources an Application to Transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said application from the above captioned protestants.

The Department has set the matter of protest for conference on Friday - January 3, 2003 commencing at 10:00 a.m. in the Council Chambers, Jerome City Hall, 100 East Avenue "A".

The purpose of the conference is to formulate and simplify the issues, obtain admissions of fact and of documents which will avoid unnecessary proof, arrange for the exchange of proposed exhibits or prepared expert testimony prior to the hearing, limit the number of witnesses, consolidate the examination of witnesses, and advise the parties of the procedure which will be followed at any subsequent hearing.

The conference will be held in accordance with Chapter 2, Title 42, of the Idaho Code and the adopted Rules of Practice and Procedure of the Department of Water Resources.

The conference will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the department within (10) days prior to the conference.

Dated this 16th day of December, 2002.

Allen D. Merritt, P.E.
Regional Manager

MICROFILMED
DEC 17 2002

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of December, 2002 a true and correct copy of the above and foregoing Notice of Pre-Hearing Conference was forwarded with all required charges prepared, by the method indicated below, to the parties listed:

WILLIAM MILLENKAMP & SUSAN MILLENKAMP 471 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
MARK T.VINEYARD 396 N 300 W JEROME D 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WILLIAM GULLEY 450 N 242 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
STEVE MATTHEWS 210 W 450 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WAYNE T. SLACK 225 W 500 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
GARY MITCHELL 338 N 400 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
DELL S. PHILLIPS 396 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____

Mary A. Baldwin
Administrative Assistant I

MICROFILMED
DEC 17 2002

MILLENKAMP CATTLE

Bill & Susie Millenkamp



Date: 12/9

Time: _____

Pages Sent: _____

To: Allen

From: Susie M.

Note:

We are available to meet with you at any time. We request the soonest date possible.

Thankyou

Susie Millenkamp

RECEIVED
DEC 10 2002
Department of Water Resources
Southern Region

MICROFILMED
DEC 17 2003

471 N 300 W • Jerome, ID 83338

Ph. (208) 324-1232 • Mobile (208) 731-5518 • FAX (208) 324-2350

SENDER: COMPLETE THIS SECTION

- Complete items 1 [illegible] nd 3. Also complete item 4 if Restricted [illegible] elivery is desired.
- Print your name and address on the reverse so that we c
- Attach this
or on the fr

ADM-- 01- 03- 03 / T# 70145

COMPLETE THIS SECTION ON DELIVERY

A. Signature
x RUSSELL SLACK ☑ Agent ☐ Addressee

B. Received by (*Printed Name*)

C. Date of Delivery
12-4-03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

1. Article Addressed to:

WAYNE T. SLACK
225 W 500 N
JEROME ID 83338

MICROFILMED
DEC [illegible] 2003

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (*Extra Fee*) ☐ Yes

2. Article Number
(*Transfer from service label*) 7002 0510 0001 0739 2724

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-0835

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
JAN 06 2003
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST, SUITE #200
TWIN FALLS ID 83301-3380

MICROFILMED
JAN 7 2003

SENDER: COMPLETE THIS SECTION

- Complete items 1 [illegible] nd 3. Also complete item 4 if Restricted Delivery is desired.
- Print yo
so that
- Attach t
or on th

ADM-- 01- 03- 03 / T# 70145

1. Article Addressed to:

GARY MITCHELL
338 N 400 W
JEROME ID 83338

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Gary Mitchell ☐ Agent ☐ Addressee

B. Received by (Printed Name) Gary Mitchell

C. Date of Delivery 01/04/03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILMED

DEC 17 2003

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Transfer from service label) 7002 0610 0001 0739 2717

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-0835

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
JAN 06 2009
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST – SUITE 200
TWIN FALLS ID 83301-3380

DEC 17 2003

SENDER: COMPLETE THIS SECTION

- Complete items 1 [illegible] nd 3. Also complete item 4 if Restricted [illegible] elivery is desired.
- Print [illegible] the reverse so th
- Atta[illegible] **ADM-- 01- 03- 03 / T# 70145** or on the front [illegible]

1. Article Addressed to:

DELL S. PHILLIPS
396 N 300 W
JEROME ID 83338

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Mark Vineyard ☐ Agent ☐ Addressee

B. Received by (Printed Name) Mark Vineyard | C. Date of Delivery 1-4-03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ [illegible]ured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

MICROFILMED
DEC 17 2003

2. Article Number
(Transfer from service label) 7002 0510 0001 0739 2700

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-0835

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST – SLUITE #200
TWIN FALLS ID 83301-3380

RECEIVED
JAN 06 2003
Department of Water Resources
Southern Region

MICROFILMED
DEC 17 2003

[redacted] ETE THIS SECTION

- Complete items 1 [redacted] nd 3. Also complete item 4 if Restricte[redacted] liver[redacted]
- Print so th ADM-- 01- 03- 03 / Tif 70145
- Attac or on

1. Article Addressed to:

WILLIAM MILLENKAMP &
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

RECEIVED
JAN 07 2003
Department of Water Resources
Southern Region

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [redacted] ☐ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery
1 6 03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILMED
DEC 17 2003

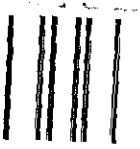
3. Service Type
☑ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service) 7002 0510 0001 0739 2762

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-08

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
PS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST – SLUITE #200
TWIN FALLS ID 83301-3380

MICROFILMED

DEC 17 2003

SENDER: COMPLETE THIS SECTION

- Complete items 1 [illegible] nd 3. Also complete item 4 if Restricted [illegible]elivery is desired.
- Print your [illegible]ame and address on the reverse so that w[illegible]
- Attach thi[illegible] **ADM-- 01- 03- 03 / T# 70145** or on the front if space [illegible]

1. Article Addressed to:

MARK T.VINEYARD
396 N 300 W
JEROME D 83338

COMPLETE THIS SECTION ON DELIVERY

A. Signature
x Mark Vineyard ☐ Agent ☐ Addressee

B. Received by (Printed Name) Mark Vineyard | C. Date of Delivery 1-4-03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILM[illegible]

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Transfer from service label) 7002 0510 0001 0739 2755

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-0835

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
JAN 06 2003
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST – SLUITE #200
TWIN FALLS ID 83301-3380

MICROFILMED

DEC 17 2003

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that
- Attach t **ADM-- 01- 03- 03 / T# 70145** or on th

1. Article Addressed to:

STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

COMPLETE THIS SECTION ON D

A. Signature

X Melinda Matthews ☐ Agent ☐ Addressee

B. Received by (*Printed Name*) Melinda Matthews | C. Date of Delivery 1-4-03

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILMED
DEC 3 2003

3. Service Type

☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (*Extra Fee*) ☐ Yes

2. Article Number (*Transfer from service label*) 7002 0510 0001 0739 2731

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-083

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

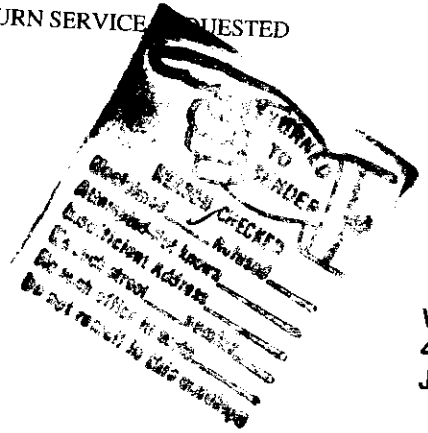
RECEIVED
JAN 06 2003
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPT OF WATER RESOURCES
1341 FILLMORE ST – SLUITE #200
TWIN FALLS ID 83301-3380

MICROFILMED
DEC 17 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE UESTED



CERTIFIED MAIL

7002 0510 0001 0739 2748

Unclaimed

On Hold

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

NAME
1st Notice 1-4-03
2nd Notice 1-9-03
Return 1-19-03

PITNEY BOWES
U.S. POSTAGE
1190
3380 $04.42 PB3524253
4888 MAILED FROM ZIP CODE JAN 03 2003
83301

MICROFILMED
DEC 17 2003

RETURN RECEIPT REQUESTED

RECEIVED
JAN 27 2003
Department of Water Resources
Southern Region

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

ADM-- 01- 03- 03 / T# 70145

1. Article Addressed to:

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

A. Signature

X ☐ Agent ☐ Addressee

B. Received by (Printed Name) | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

MICROFILMED
DEC 17 2003

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Transfer from service label) 7002 0510 0001 0739 2748

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-0835

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION	)	
	)	
OR TRANSFER NO. 70145	)	NOTICE OF HEARING and
	)	PRE-HEARING ORDER
	)	
William &/or Susan Millenkamp,	)	
Applicants	)	
	)	SOURCE: Ground water
	)	
Mark Vineyard, William Gulley, Steve Matthews,	)	
Wayne Slack, Gary Mitchell, Dell Phillips,	)	
Protestants	)	County: Jerome
	)	
	)	

On September 6, 2002 William J. &/or Susan Millenkamp (applicants), filed with the Department of Water Resources an Application to Transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said application from the above captioned protestants. The Pre-Hearing Conference held on January 3, 2003 did not resolve the matter of protest,

THEREFORE, The Department has set the matter for hearing on **Tuesday - March 11, 2003 commencing at 9:00 a.m. in Council Chambers, Jerome City Hall, 100 East Avenue "A".**

The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request. **The presiding officer at the hearing will be L. Glen Saxton.**

The hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the department within (10) days prior to the conference.

IT IS HEREBY ORDERED, pursuant to Rule of Procedure 37.01.01510 (Rule of Procedure 510) that each party will mail to L. Glen Saxton, the hearing officer, at Idaho Department of Water Resources, PO Box 83720; Boise ID 83706 and to the other parties of record the following information as prescribed below:

On or before February 25, 2003 a list of witnesses, including expert witnesses the party will call or rely on.

On or before February 25, 2003 copies of documents and proposed exhibits the party may offer at hearing.

The applicant shall pre-mark all proposed documents or exhibits with sequential numbers beginning with "01". The protestant shall pre-mark all proposed documents or exhibits with sequential letters beginning with "A". For contested cases with multiple protestants, each protestant shall precede the letter with their initial. (For example: John Doe's first exhibit or document shall be pre-marked "JD-A").

IT IS FURTHER HEREBY ORDERED as follows:

On or before February 25, 2003 the parties shall request any subpoenas the party wishes the Director to issue.

Failure to comply with this Pre-Hearing Order is cause for the hearing officer to issue a Notice of Proposed Default to dismiss a party's pleading as provided in IDAPA 37.01.01700 (Rule of Procedure 700).

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved. **Only witnesses or exhibits properly disclosed will be considered at the hearing.**

Dated this 3rd day of January, 2003.

Allen D. Merritt, P.E.
Regional Manager

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of January, 2003 a true and correct copy of the above and foregoing Notice of Hearing and Pre-Hearing Order was forwarded with all required charges prepared, by the method indicated below, to the parties listed:

WILLIAM MILLENKAMP & SUSAN MILLENKAMP 471 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
MARK T.VINEYARD 396 N 300 W JEROME D 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
WILLIAM GULLEY 450 N 242 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
STEVE MATTHEWS 210 W 450 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
WAYNE T. SLACK 225 W 500 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
GARY MITCHELL 338 N 400 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____
DELL S. PHILLIPS 396 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ ____ __x_ ____

Mary A. Baldwin
Administrative Assistant I

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR TRANSFER ISSUES

Section 42-222, Idaho Code, identifies the following potential issues that the department can consider in connection with an application for transfer:

1. Will the proposed transfer injure other water rights?

2. Will the proposed transfer constitute an enlargement in the use of the original right?

3. Is the proposed transfer in the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?

4. Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, and 4 above and must provide evidence for the department to evaluate these criteria. The initial burden of proof on issue 3 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a pre-hearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement. The department may issue a "pre-conference statement order" which requires response to the inquiries.

HEARING

The department will tape record the hearing. Copies of a hearing tape are available upon request and the payment of the cost of reproducing the tape. The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director. Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer. As part of the conference a date may be set by which exchange of exhibits and witness lists must occur.

EFFECT OF FAILURE TO APPEAR AT A CONFERENCE OR HEARING

Failure to appear at the time and place set for a conference or hearing by the applicant or protestant(s) may allow the department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing party.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (l0) days prior to the hearing.

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7002 0510 0001 0739 2762

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

WILLIAM MILLENKAMP &
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7002 0510 0001 0739 2731

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

Sent To
Street, Ap or PO Bo
City, Stat
STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7002 0510 0001 0739 2755

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

S
S
o
C
MARK T.VINEYARD
396 N 300 W
JEROME D 83338

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7002 0510 0001 0739 2724

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

Si
S
o
C
WAYNE T. SLACK
225 W 500 N
JEROME ID 83338

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7002 0510 0001 0739 2748

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

Sent
Stree
or PC
City,
WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

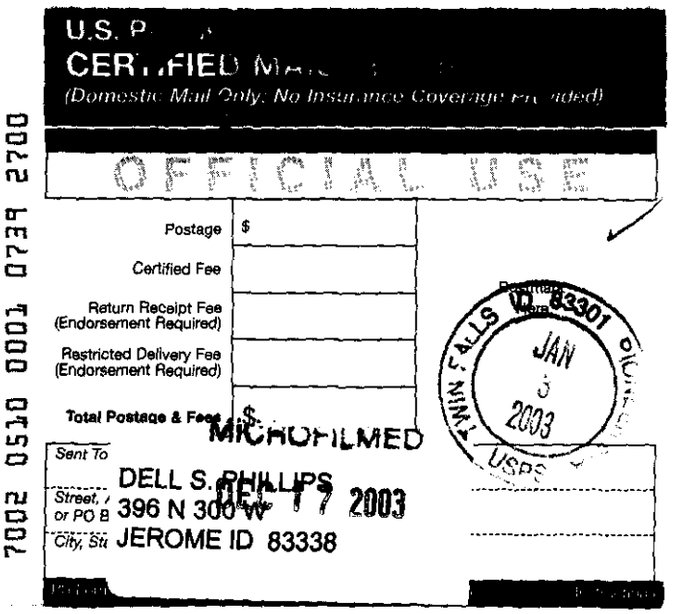
7002 0510 0001 0739 2717

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $

Postmark Here
TWIN FALLS ID 83301 PIONEER STA USPS JAN 3 2003

Sent T
Street
or PO
City, S
GARY MITCHELL
338 N 400 W
JEROME ID 83338

MICROFILMED
DEC 17 2003


U.S. P
CERTIFIED M
(Domestic Mail Only; No Insurance Coverage Provided)
OFFICIAL USE
Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees $
MICROFILMED
DEC 17 2003
Sent To
DELL S. PHILLIPS
Street, or PO B 396 N 300 W
City, St JEROME ID 83338
TWIN FALLS ID 83301
JAN 3 2003
USPS
7002 0510 0001 0739 2700

Merritt, Allen

From: Saxton, Glen
Sent: Tuesday, December 31, 2002 9:09 AM
To: Merritt, Allen
Subject: HEARING DATES

Good morning Allen,

The following would work for hearing dates in March, 2003.

March 4 - 6, March 11 - 13 and March 18 - 20. lgs

MICROFILMED
DEC 17 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

December 4, 2002

WILLIAM MILLENKAMP &
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

Re: Application for Transfer No. 70145

Dear Applicants:

This office acknowledges your recent request for a Pre-hearing Conference concerning the above referenced application.

Please indicate the dates you are available on the enclosed calendars and return it to this office as soon as possible. **We are considering dates in late December and early January.**

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

Very truly yours,

Allen D. Merritt, P.E.
Regional Manager

AM:MB

Enclosures

MICROFILMED
DEC 17 2002

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

December 4, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MARK T.VINEYARD
396 N 300 W
JEROME D 83338

WAYNE T. SLACK
225 W 500 N
JEROME ID 83338

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

GARY MITCHELL
338 N 400 W
JEROME ID 83338

STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

DELL S. PHILLIPS
396 N 300 W
JEROME ID 83338

Re: Application for Transfer No. 70145 filed in the name of William J. &/or Susan Millenkamp

Dear Protestants:

This office received a recent request for a Pre-hearing Conference concerning the above referenced application.

Please indicate the dates you are available on the enclosed calendars and return them to this office as soon as possible. **We are considering dates in late December and early January.**

If you are no longer interested in pursuing a protest, please submit a written withdrawal of your protest to this office.

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

Very truly yours,

Allen D. Merritt, P.E.
Regional Manager

AM:MB

Enclosures

MICROFILMED
DEC 17 2002

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

November 21, 2002

DOYLE SCHWISOW
PO BOX 321
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Schwisow:

Our office received your protest against the above referenced application yesterday. **Since the protest period ended on November 18, 2002, I must reject your protest and return the document as well as the accompanying Money Order in the amount of $25.00 to you.**

However, since other timely protests were received, the Department's "Rules of Procedure" provides a means for intervention into contested cases. A Petition for Intervention with accompanying $25.00 filing fee must be filed with the Department and may be granted after a review of the Petition.

You may choose to re-submit the Money Order as payment of the filing fee for that forthcoming Petition. Please also note that when filing a petition to intervene you must mail copies to all other parties to the case (Rule 301 and 302); a list is attached for your reference and use.

If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

If you have questions about this process, please feel free to get in touch with us.

Sincerely,

Allen Merritt, PE
Southern Region Manager

AM:MB

Enclosures

MICROFILMED
DEC 17 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

November 20, 2002

WILLIAM MILLENKAMP &
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

RE: APPLICATION FOR TRANSFER NO. 70145

Dear Applicant(s):

Enclosed copies of protests filed against the above referenced application. The Department suggests you contact the protestant(s) directly to determine the exact nature of the protest(s) and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest.

Please note that your application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing. The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If you wish to proceed with a Pre-hearing Conference &/or formal Hearing, please notify this office or if you have any questions please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICROFILMED
DEC 17 2002

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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WILLIAM GULLEY
450 N 242 W
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Gulley:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICRO

REC 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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MARK T. VINEYARD
396 N 300 W
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Vineyard:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICRO

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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DELL S. PHILLIPS
396 N 300 W
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Phillips:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICROFILMED
DEC 17 2002

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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

STEVE MATTHEWS
210 W 450 N
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Matthews:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICROFILMED
DEC 17 2002

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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WAYNE T. SLACK
225 W 500 N
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Slack:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

Enclosure(s)

MICRO
DEC 17 2002

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

November 20, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GARY MITCHELL
338 N 400 W
JEROME ID 83338

RE: Application for Transfer No. 70145 filed in the name of William J. Millenkamp

Dear Mr. Mitchell:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department. In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department. If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

http://www.idwr.state.id.us/apa/idapa37/0101.htm

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

The following are criteria the Department must consider in either approving or denying the application (Section 42-222, Idaho Code).

1. Will other water rights be injured by the proposed transfer?

2. Will the proposed change constitute an enlargement in the use of the original Right(s)?

3. Will the proposed change conflict with the local public interest?

4. Will the proposed change be contrary to the conservation of water resources within the State of Idaho?

If the applicants wish to proceed with a Pre-Hearing Conference &/or formal Hearing, you will be notified at a later date. If you have any questions, please feel free to contact us.

Very truly yours,

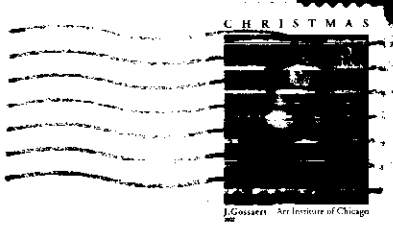
Allen D. Merritt, P.E.
Southern Region Manager

MICROFILMED
DEC 17 2003

Enclosure(s)

Sekerson
PO Box 321
Jerome, Idaho
83338

TWIN FALLS ID 833
PM
18 NOV
2002



State of Idaho
Dept of Water Resources
1341 Fillmore
Suite 200
Twin Falls, Idaho
83301-3380

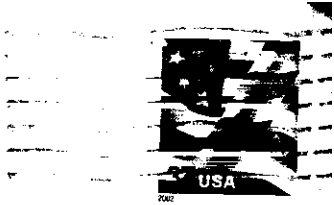
RECEIVED
NOV 19 2002
Department of Water Resources
Southern Region

83301+3380

MICROFILMED
DEC 17 2003

Wayne T. Slack
225 W. 500 N.
Jerome, ID 83338





Mr. Allen D. Merritt
1341 Fillmore St. Suite 200
Twin Falls Id. 83301-3380

MICROFILMED
DEC 17 2003

December 2002

December 2002

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
	These are DAYS THAT I AM OFF The X'S THAT is OF ANY EVENING				December 1
2	3	4	5	6	7
AFter 5:00 PM. WHEN school starts AGAIN IN JAN. I could ARANGE To come					8
9	10	11	12	13	14
	Between 10:00A and 3:00P. Sincerely Wayne Sleek				15
16	17	18	19	20	21
					X 22
23	24	25	26	27	28
AM. ONLY	X	CHRISTMAS DAY	X	X	X 29
30	31				
X	X				

RECEIVED
DEC 12 2002
Department of Water Resources

Baldwin, Mary Sleek.

12/4/2002

January 2003

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February 2003

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
		January 1, 03 New Year's Day	2	3	4
6	7	8	9	10	11
13	14	15	16	17	18
20	21	22	23	24	25
27	28	29	30	31	26

RECEIVED
DEC 2 2002
Department of Water Resources

Baldwin, Mary

12/4/2002

MILLENKAMP CATTLE

Bill & Susie Millenkamp



Date: 12/9

Time: _____

Pages Sent: _____

To: Allen

From: Susie M.

Note:

We are available to meet with you at any time. We request the soonest date possible.

Thankyou

Susie Millenkamp

RECEIVED
DEC 10 2002
Department of Water Resources
Southern Region

MICROFILMED
DEC 17 2003

471 N 300 W • Jerome, ID 83338

Ph. (208) 324-1232 • Mobile (208) 731-5518 • FAX (208) 324-2350

December 2002

December 2002

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
2	3	4	5	6	7 8
9	10	11	12	13	14 15
16 available	17	18	19	20	21 22
23 available	24	25 CHRISTMAS DAY	26 available	27	28 29
30 available	31				

Baldwin, Mary

12/4/2002

January 2003

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February 2003

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
		January 1, 03 New Year's Day	2 available	3	4 5
6 available	7	8	9	10	11 12
13	14	15	16	17	18 19
20	21	22	23	24	25 26
27	28	29	30	31	

December 2002

RECEIVED
DEC 19 2002
Department of Water Resources
Southern Region

December 2002

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					December 1
2	3	4	5	6	7
					8
9	10	11	12	13	14
					15
16	17	18	19	20	21
					22
23	24	25 CHRISTMAS DAY	26	27	28
					29
30	31				

WALKING G RANCH
William or Judy Gulley
450 North 242 West
Jerome, Idaho 83338

January 2003

January 2003

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February 2003

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
		January 1, 03 New Year's Day	2	3	4 5
6	7	8	9	10	11 12
13	14	15	16	17	18 19
20	21	22	23	24	25 26
27	28	29	30	31	

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. 70145	NOTICE OF PRE-HEARING CONFERENCE
William &/or Susan Millenkamp, Applicants	SOURCE: Ground water
Mark Vineyard, William Gulley, Steve Matthews, Wayne Slack, Gary Mitchell, Dell Phillips, Protestants	County: Jerome

On September 6, 2002 William J. &/or Susan Millenkamp (applicants), filed with the Department of Water Resources an Application to Transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said application from the above captioned protestants.

The Department has set the matter of protest for conference on Friday - January 3, 2003 commencing at 10:00 a.m. in the Council Chambers, Jerome City Hall, 100 East Avenue "A".

The purpose of the conference is to formulate and simplify the issues, obtain admissions of fact and of documents which will avoid unnecessary proof, arrange for the exchange of proposed exhibits or prepared expert testimony prior to the hearing, limit the number of witnesses, consolidate the examination of witnesses, and advise the parties of the procedure which will be followed at any subsequent hearing.

The conference will be held in accordance with Chapter 2, Title 42, of the Idaho Code and the adopted Rules of Practice and Procedure of the Department of Water Resources.

The conference will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the department within (10) days prior to the conference.

Dated this 16th day of December, 2002.

Allen D. Merritt, P.E.
Regional Manager

MICROFILM...
DEC ... 2002

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of December, 2002 a true and correct copy of the above and foregoing Notice of Pre-Hearing Conference was forwarded with all required charges prepared, by the method indicated below, to the parties listed:

WILLIAM MILLENKAMP & SUSAN MILLENKAMP 471 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
MARK T.VINEYARD 396 N 300 W JEROME D 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WILLIAM GULLEY 450 N 242 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
STEVE MATTHEWS 210 W 450 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
WAYNE T. SLACK 225 W 500 N JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
GARY MITCHELL 338 N 400 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____
DELL S. PHILLIPS 396 N 300 W JEROME ID 83338	Hand delivered U.S. Mail-Regular U.S. Mail-Certified Fax	____ __x__ _____ _____

Mary A. Baldwin
Administrative Assistant I

MICROFILMED
DEC 17 2002

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

December 16, 2002

ATTN KATHY CONE
JEROME CITY COUNCIL
100 EAST AVENUE "A"
JEROME ID 83338

Dear Kathy:

The purpose of this letter is to confirm our reservation of the Council Chambers for a meeting to be held by this office on **Friday - January 3, 2003 from 10:00 a.m. - Noon**

If you have any questions please feel free to contact me or Allen Merritt, Southern Regional Office Manager.

Thank you very much for your assistance in this matter.

Very truly yours,

Mary Baldwin

Mary Baldwin
Administrative Assistant

MICROFILMED
DEC 17 2002

FORM 22a
9/96

IDWR TRANSFER ANALYSIS SHEET

APPLICANT Wm J Nellen Comp TRANSFER NO. 70145

1. Right number(s) 36-4157 F

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: None apparent

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 J.F. DATE 10-15-02
SRBA SUPERVISOR REVIEW BY _____ DATE _____
PUBLICATION REVIEW BY _____ 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 _____ Date _____

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No: **70145**

Water Right No(s): **36-4157F**

Applicant Name: **William and Susan Millenkamp**

Watermaster's Recommendation:

a) ___ I do not oppose approval of this application

b) _**X**_ 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
2003
SCANNED
JAN 29 2003

AFFIDAVIT of PUBLICATION

RECEIVED
NOV 13 2002
Department of Water Resources
Southern Region

State of Idaho
County of Jerome } ss.

Donna DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 31st day of October, 2002, and the date of the last publication was on the 7th day of November, 2002.

Donna DeVoe

On this 22nd day of November, in the year of 2002, before me, a Notary Public, personally appeared Donna DeVoe, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho
Residing at Jerome
My commission expires: 2-1-08

#9402/43267

NORTH SIDE NEWS
Jerome, Idaho

OK MB 11/21/02

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x

_____	Lines tabular at _____	8.0¢/Pica
37.25	Lines straight at 2.99	7.0¢/Pica
37.25	Subsequent lines at 2.23	6.0¢/Pica
	Affidavit Fee: 2.00	
	TOTAL COST 113.27	

COPY OF NOTICE

(Paste Here)

22nd Notice Revised

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

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 Jerome County: WILLIAM J. & SUSAN MILLENKAMP, 471 N 300 W; JEROME ID 83338 filed Application No. 70145 on 9/6/02 for diversion of 0.33 cfs from ground water. Transfer proposes to expand facility place of use, no increase in animal numbers, and add a point of diversion. Location is 4.5 miles North and 3 miles West of Jerome, Idaho. 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
PUB: 10/31 - 11/7 N43267

9402

43267

MICROFILMED
DEC 17 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 Jerome County:

WILLIAM J. & SUSAN MILLENKAMP, 471 N 300 W; JEROME ID 83338 filed Application No. 70145 on 9/6/02 for diversion of 0.33 cfs from ground water. Transfer proposes to expand facility place of use, no increase in animal numbers, and add a point of diversion. Location is 4.5 miles North and 3 miles West of Jerome, Idaho.

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 North Side News on 10/31 & 11/7/02.

MICROFILMED

DEC 17 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: Norma
MAGIC VALLEY PUBLISHING
North Side News
PO BOX 468
JEROME ID 83338

Dear Norma:

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 Baldwin

Mary A. Baldwin
Administrative Assistant

MICRO
DEC 17 2002

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

WILLIAM J. & SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338

RE: Application for **Transfer No. 70145**

Dear Applicants:

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 **North Side News 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 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 Baldwin

Mary A. Baldwin
Administrative Assistant

MICROFILMED
DEC 17 2003

Machine

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 70145

WILLIAM J MILLENKAMP
471 N 300 W
JEROME ID 83338
SUSAN MILLENKAMP
471 N 300 W
JEROME ID 83338, has filed Application No. 70145 for changes to the following water rights within JEROME County:

Right No. 36-4157F
Priority 6/1/1956
Source GROUND WATER
Use STOCKWATER (0 acres) 0.33 CFS 49.2 AFA
Total Amount 0.33 CFS 49.2 AFA
Point(s) of Diversion S28 T07S R16E
S28 T07S R16E
Place of Use S27 T07S R16E
S28 T07S R16E

The purpose of the transfer is to change a portion of the above rights as follows:

Proposed Right No. 36-4157F (split from Parent Right No. 36-4157C)
Priority 6/1/1956
Source GROUND WATER
Use STOCKWATER (0 acres) 0.33 CFS 49.2 AFA
Total Amount 0.33 CFS 49.2 AFA
Point(s) of Diversion S28 T07S R16E
S28 T07S R16E
S28 T07S R16E
Place of Use S27 T07S R16E
S28 T07S R16E

Remark: Transfer proposes to expand facility place of use, no increase in animal numbers, and add a point of diversion.

Location is 4.5 miles north and 3 miles west of Jerome, Idaho.
Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.
Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 1341
Fillmore St, Suite 200, Twin Falls ID 83301 together 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 on _____ and _____

MICRO

DEC 1 7 2002

1363 Fillmore Street
P.O. Box 5059
Twin Falls, Idaho 83303-5059
(208) 732-1000

FARM CREDIT SERVICES

T70145

RECEIVED
SEP 06 2002
Department of Water Resources
Southern Region

September 6, 2002

To: State of Idaho-Department of Water Resources

From: Dave Stout-Branch Manager-Twin Falls Farm Credit Services Dave Stout

Subject: Millenkamp transfer of water rights

This letter is to advise that as a lienholder, Farm Credit Services has no problem with the proposed transfer of water rights and adding place of use and point of diversion as described in the attached transfer #70145.

MICRO
DEC 17 2002

Protestant's Exhibits

70145

EXHIBIT A

PAGES 1 - 3

MICROFILMED
DEC 17 2003

Steve Matthews
450 North 210 West
Jerome, Idaho 83338
December 10, 2002

Erick M. Shaner
Jerome County Prosecutor's Office
300 North Lincoln
Room 307
Jerome, Idaho 83338

Dear Mr. Shaner,

Am filing this as a formal complaint that Mr. Millenkamp is still continuing to build an illegal LCO located at 471N 300 W Jerome, Idaho. I know that the information has been turned over to your office from the Planning and Zoning Administrator for any further action. Mr. Brown has informed Mr. Millenkamp repeatedly that he was not allowed to construct without a valid expansion permit. Mr. Millenkamp has repeatedly ignored Mr. Brown and the Ordinances of Jerome County and continues to build those illegal structures. I feel the issue of removal of these strucuctures needs to be addressed by your office. Mr., Millenkamp has made his decisions and is solely responsible for any actions created by those decisions.

Thank You

Steve Matthews

Steve Matthews

Department of Water Resources
PROTESTANT'S
Exhibit A
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003

OFFICE OF THE
Jerome County Prosecuting Attorney
Jerome County Courthouse
300 North Lincoln • Room 307 • Jerome, Idaho 83338
(208) 324-7547 - FAX (208) 324-8841

December 19, 2002

Steve Matthews
450 North 210 West
Jerome, Idaho 83338

Re: Millenkamp Complaint

Dear Mr. Matthews,

Attached are your letter and also the Planning and Zoning Administrator's letter requiring Mr. Millenkamp to pay the one time $300.00 fee for the continued construction of corrals without an LCO permit. The Jerome County Prosecutor's Office agrees with the action taken by the Planning and Zoning Administrator in this matter at this time. However, Jerome County is in the process of amending the Planning and Zoning Ordinance to adopt a per day civil penalty which we believe will be effective in resolving these matters. Thank you for your assistance in this matter and we look forward to using the new ordinance to better resolve these matters.

Sincerely,

J.O. Nicholson III
Jerome County Prosecutor

Cc: Art Brown, Jerome County Planning and Zoning Administrator
Board of Jerome County Commissioners

MICROFILMED
DEC 17 2002

County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

Bill Millenkamp
471 North 300 West
Jerome, Idaho 83338

December 4, 2002

Dear Bill Millenkamp:

I spoke to you at your feedlot operation on 10/29/2002 at 471 North 300 West, Jerome, Idaho about you constructing corrals without an approved Livestock Confinement Operation (LCO) Permit that has been appealed to the Planning & Zoning Commission. You were advised on 10/29/2002 that you were not to continue any more construction until you have an approved LCO.

When an appeal has been submitted a stay is put into place, no construction can be started until you are through with the appeal process.

On 12-2-2002 I met with you at your feedlot and discussed that you have continued with the construction of corrals for your calves without an LCO permit. You told me that you had to continue because you have to put the cement onto the ground before it got too cold and the ground freezes. We discuss the problems of continuing your construction without a permit. The Prosecuting Attorney's Office can file charges against you for construction of an LCO without a permit, which is a violation of Chapter 5 chart 5-1 of the Jerome County Zoning Ordinance.

You are required to pay an additional administrative fee of $300.00 for expanding your LCO without a permit in accordance with Jerome County Zoning Ordinance Chapter 20-13.02 b (copy is attached with this letter). Your violation has been sent to the Jerome County Prosecuting Attorney's Office for review and possible legal action. Construction of a Livestock Confinement Operation without a Livestock Confinement Operation Permit is considered to be a daily misdemeanor. You have been in violation with the Jerome County Zoning Ordinance since 10/29/2002.

Contact the Erick Shaner at the Jerome County Prosecuting Attorney's Office if you have any questions about your violation.

Sincerely,

Arthur Roy Brown
Planning & Zoning Administrator

CC: Eric Shaner

MICROFILM...
DEC 17 2002

EXHIBIT B

PAGES 4 - 6

MICROFILMED
DEC 17 2003

JEROME COUNTY SHERIFF'S OFFICE

VOLUNTARY STATEMENT FORM

Case Number

NAME: Steve (Full First) R (Full Middle) Matthews (Full Last)

ADDRESS: 210 W 450 N CITY: Jerome STATE: Id ZIP: 83338

PHONE: (H) 324-8940 (W) (CELL) (FAX)

AGE: 49 SEX: M RACE: W HEIGHT: 5'7" WEIGHT: 165 HAIR: Br EYES: Hzl

D.O.B.: 1/24/53 DL#: VG 458447B STATE: Id SSN: 518-68-5702

Misdemeanor Complaint against Mr. Bill Millenkamp: 471N. 300 W.

On October 10,2002 the Planning and Zoning Administrator advertised that he had approved the expansion permit for the Millenkamp CAFO. Anyone who wishes to appeal that decision had 10 days to file said appeal. On October 21,2002 I filed an appeal on that decision with the Planning and Zoning office. That permit is still in the office of the Planning and Zoning Administrator and will be issued to Mr. Millenkamp when the appeal process is completed, until that time every thing should be at a stay. Mr.Millenkamp cannot proceed with expansion until he has be issued that permit but has disregarded the Ordinances of Jerome County and been expanding his facilities for the last 30 days. That action by Mr. Millenkamp places him in violation of Jerome County Ordinance 13-2.02-f and 20-14.01.

I HAVE READ EACH PAGE OF THIS STATEMENT CONSISTING OF ____ PAGE(S). EACH PAGE WHICH BEARS MY SIGNATURE AND CORRECTIONS, IF ANY, BEAR MY INITIALS. I CERTIFY THAT THE FACTS CONTAINED HEREIN ARE TRUE AND CORRECT. I FURTHER UNDERSTAND THE FILING OF A FALSE STATEMENT OR REPORT IS A CRIME AND I COULD BE CHARGED.

LOCATION: TIME: DATE: 11-7-02

Steve Matthews

WITNESS SIGNATURE OF PERSON GIVING STATEMENT

Department of Water Resources
PROTESTANT'S
Exhibit B
Date Admitted 7/11/03
MICROFILM

DEC 17 2003



County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

Steve Matthews
210 West 450 North
Jerome, Idaho 83338

RE: Bill Millenkamp LCO complaint

November 7, 2002

Dear Mr. Matthews:

This is the findings and action taken by the Jerome County Zoning Office on your complaint of Bill Millenkamp expanding his operation without a livestock confinement operation permit. I obtain permission to go on Bill Millenkamp's livestock confinement operation (LCO) on 10/29/2002 to investigate your complaint of him constructing or expanding his facility without a permit. I found that he had started construction of cement slabs and poles. I informed him that he was to quit construction until after the appeal of November 18, 2002. He has agreed not to go any farther.

This is a violation and is not related to his approved livestock Confinement Operation Permit for expanding his existing livestock confinement operation. If he obtains a LCO Permit no further action will be taken. If he does not obtain a LCO Permit he will have to remove his structures if they are considered to be part of his LCO. If he does not comply with the requirement of Jerome County Planning & Zoning Ordinance, the violation will be sent to the Jerome County Prosecuting Attorneys' Office for further legal action.

Sincerely,

Arthur Roy Brown

Arthur Roy Brown
Planning & Zoning Administrator

CC: Board of County Commissioners
Erick Shaner, Jerome County Prosecuting Attorney's Office
Bill Millenkamp, LCO operator

MICROFILMED
DEC 17 2003

November 18, 2002

Steve Matthews
450 North 210 West
Jerome, Idaho 83338

Art Brown
121 3rd Avenue East
Jerome, Idaho 83338

RE: Construction without Expansion Permit

Dear Art Brown,

Mr.Millenkamp is again expanding his facilities at 471 N 310 W without an Expansion Permit. If on October 29,2002 Mr. Millenkamp was informed that all work must stop on that expansion then this is an indication of how Mr. Millenkamp regards the Ordinances of Jerome County. It is your job to enforce the Ordinances that are established to protect the residents of Jerome County. Not only is Mr. Millenkamp in violation of the Ordinances, but anyone who assists or helps in that violation are guilty of a misdemeanor offense also. Please correct this situation immediately as the Ordinances require.

Thank you,
Steve Matthews
Steve Matthews

MICROFILMED
DEC 17 2003

EXHIBIT C

PAGES 7 - 10

MICROFILMED
DEC 17 2003

January 3, 2003

Steve Matthews
450 North 210 West
Jerome, Idaho 83338

Mr. Art Brown
County of Jerome
Planning and Zoning
121 3rd Ave. East
Jerome, Idaho

Dear Mr. Brown,

Am filing another formal complaint on the Millenkamp CAFO located at 471 North 300 West Jerome, Idaho. Not only has Jerome County allowed Mr. Millenkamp to build an illegal CAFO expansion with no effort to curtail said expansion but Mr. Millenkamp is now housing animals within that illegally build expansion. These animals are outside of his permitted CAFO area. According to Mr. Millenkamp's permit, animals are to be contained within his existing 40 acre permitted CAFO site. Mr. Millenkamp is still continuing to build that expansion which has been denied by Planning and Zoning on December 9, 2002. Mr. Millenkamp has been told repeatedly by Jerome County that he was to stop construction and has ignored Jerome County on each occasion. It is your job to enforce the Ordinances of Jerome County when violations or problems occur and to this date I have only seen a $300.00 fine imposed on Mr. Millenkamp yet he continues to expand. Mr. Millenkamp has repeatedly shown little respect or regard for the Ordinances or Authorities of Jerome County. Please address these violations.

At which point in the ordinances of Jerome, County does it state that you or the Commissioners have the authority to waive a permit fee. Mr. Millenkamp would have lost that fee if Mr. Brown would have denied the permit application and I only proved that it should have been denied. Mr. Millenkamp was responsible for providing the necessary information to be included in his application and he failed to do that. Mr. Brown's job was to approve or deny on the basis of that information and that information was incomplete.

Thank you

Steve Matthews

Steve Matthews

Department of Water Resources
PROTESTANT'S
Exhibit C
Date Admitted 3/11/03

MICROFILMED

2003



County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

Steve Matthews
210 West 450 North
Jerome, Idaho 83338

January 3, 2003

Dear Mr. Matthews:

I have receive you complaint as of January 3, 2003. I have taken pictures of the facility and his expansion on 11/21/2002. Please submit to the office further proof that he has expanded after 11/21//2002. I need to know what structure and where they were constructed and animals that he is housing on the 40 acres that has happened after 11/21/2002. I am presently working with the Jerome County Prosecuting Attorney's Office on your previous complaint.

The Board of County Commissioners has the ability to waive fees if the one of the county offices makes a mistake. The Planning & Zoning Office request that you fill out a new complaint report-violation and location of the new structures or the confined animals on our violation form that has occurred after 11/22/2002. A complaint report-violation has been included in this letter.

Sincerely,

Arthur Roy Brown

Arthur Roy Brown
Planning & Zoning Administrator

MICRO
2003

Steve Matthews
450 North 210 West
Jerome, Idaho 83338
January 21, 2003

Mr. Eric Shaner
Office of Prosecuting Attorney
300 North Lincoln
Room 307
Jerome, Idaho 83338

RE: Request for Public Record

Dear Mr. Shaner,

Am requesting a copy of the letter that the Prosecuting Attorneys office sent to Mr. Bill Millenkamp concerning the Ordinances violations reported to the Planning and Zoning Office on January 7,2003. The Planning and Zoning Administrator referred those violations to your office on or around January 9, 2003

Thank You

Steve Matthews.

MICRO
2003

P. 10

COPY

OFFICE OF THE

Jerome County Prosecuting Attorney

Jerome County Courthouse
300 North Lincoln • Room 307 • Jerome, Idaho 83338
(208) 324-7547 - FAX (208) 324-8841

January 14, 2003

Bill Millenkamp
471 North 300 East
Jerome, Idaho 83338

Re: Jerome County Zoning Ordinance violations at 471 North 300 West Jerome, Idaho

Dear Mr. Millenkamp:

You have violated Jerome County Zoning Ordinance Chapter 13-2.02.e by constructing corrals without a permit and then confining heifers in the corrals at 471 North 300 West, Jerome, Idaho. We appreciate the contributions you make to the County. It is therefore unfortunate that in spite of the County's efforts to assist you in obtaining a permit you have instead chosen to violate the ordinance willingly and knowingly.

The Ordinance provides that at this time we may file a misdemeanor criminal complaint and civilly enjoin the violation. To show our good faith and earnest desire to resolve the matter we give you until January 20th, 2003 to remove any and all cattle from the corrals at 471 North 300 West where you have them confined without a permit. If you do not remove the cattle and keep them off unless or until you have a permit we will be compelled to request the Court to order their removal and also request a lien be placed on your property for all costs associated therewith. In addition we may also file the misdemeanor(s) against you.

Sincerely,

Erick M. Shaner
Jerome County Chief Deputy Prosecutor

J.C. Nicholson II
Prosecuting Attorney

MICROFILMED

DEC 17 2003

EXHIBIT D

PAGE 11

MICRO
DEC 17 2003

RECEIVED

February 3, 2003

Steve Matthews
450 North 210 West
Jerome, Idaho 83338

Mr. Erick Shaner
Office of Prosecuting Attorney
Jerome County Courthouse
300 North Lincoln
Room 307
Jerome, Idaho 83338

Re: Jerome County Ordinance violations at 471 North 300 West Jerome, Idaho

Dear Mr. Shaner:

On January 14, 2003 your office sent Mr. Bill Millenkamp a letter stating that he is in violation of Jerome County Ordinance 13-2.02 and in good faith had given him until January 20, 2003 to remove any and all cattle from the illegally constructed corrals and to keep them off until a permit is issued. As of February 3, 2003 those cattle are still being confined in those illegally constructed corrals. Enclosed are photos of his illegally constructed corrals taken on January 28, 2003 that substantiate that fact that he has willingly and knowingly continued to ignore the Ordinances of Jerome County and any attempt by Jerome County to correct the problem.
Jerome County Ordinance 20-14.01 states," Each day such a violation continues **shall** be considered a separate offense". Enclosed is a letter sent to Mr. Millenkamp on December 4, 2002 by the Planning and Zoning Administrator stating that he has been in violation of Jerome County Ordinance since 10/29/2002. It is your job to uphold and enforce the Ordinances of Jerome County

Thank You
Steve Matthews
Steve Matthews

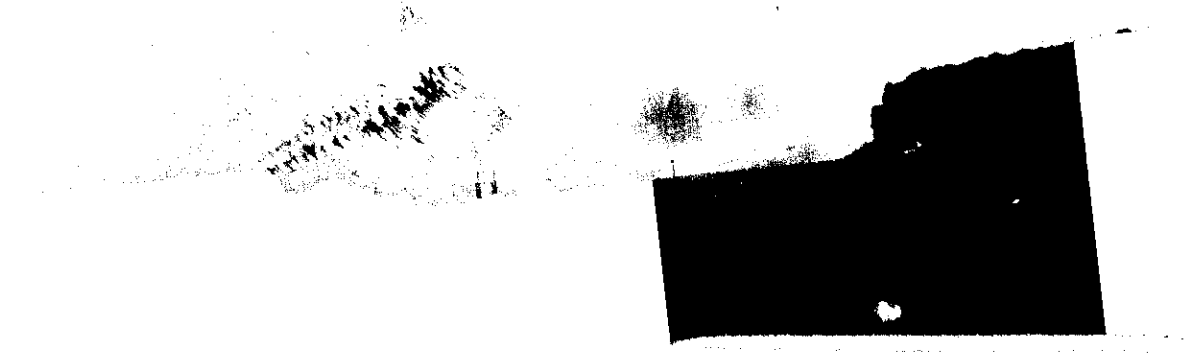
Department of Water Resources
PROTESTANT'S
Exhibit D
Date Admitted 3/11

MICRO
DEC 17 2003

April 2002

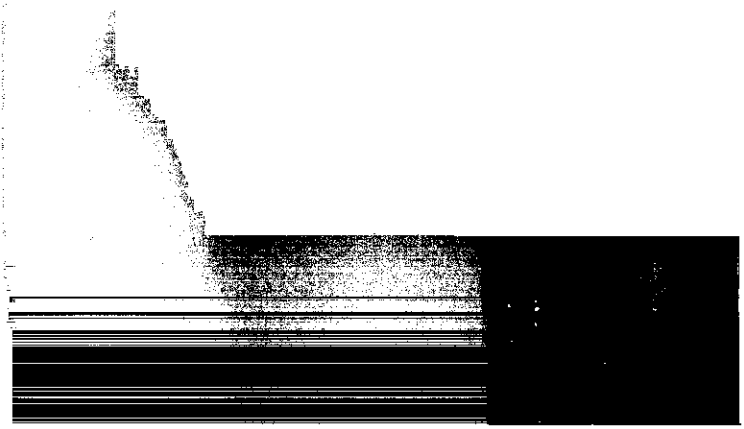
No. 1997-837 23+00 HMMH-13AU 07646

MICROFILMED
DEC 17 2003



April 2002.

MICROFILMED
DEC 17 2003



Rec 2002

MICROFILMED
DEC 17 2003

EXHIBIT E

PAGES

Department of Water Resources
PROTESTANT'S
Exhibit Y
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003

Treasure Valley Air Quality Issues

Ammonia, Particulate, and VOC Emissions

Prepared By

Department of Environmental Quality

Boise Regional Office

February 10, 2003

MICRO
RECEIVED 2003

WHITE PAPER
Treasure Valley Air Quality Issues

The Idaho Department of Environmental Quality (DEQ) recently answered questions to the Canyon County Board of Commissioners (CCBC) during a hearing on January 27, 2003. CCBC was considering an appeal to a siting decision concerning a proposed 8,000 head dairy operation to the south of the City of Nampa. A siting panel report prepared by Idaho Department of Agriculture (IDA), Idaho Department of Water Resources (IDWR), and DEQ had been submitted to CCBC prior to the hearing and the report concluded that the facility proposal posed minimal risk to the environment. The report had been developed pursuant to guidelines developed to address potential ground water and odor concerns often associated with large scale livestock facilities utilizing the professional judgment of agency representatives with appropriate expertise for that purpose.

The siting panel did not consider potential air quality impacts from the facility and because of that omission, the report is incorrect in its conclusion that the total of environmental impacts are minimal because the data utilized is insufficient to arrive at that conclusion. DEQ management became aware of that deficiency and offered to provide additional data to the CCBC concerning air quality impacts in term of pollutant load estimates so that the CCBC would have the benefit of this relevant information. That offer was accepted and the DEQ Boise Regional Administrator presented the information at the hearing as requested.

DEQ acknowledges it is unfortunate that the information was presented late in the process and recognizes that the siting panel review process will be amended to allow for appropriate consideration of air quality aspects of facilities as well as other environmental concerns. However, that initial oversight did not obviate the responsibility of DEQ to make the information available to the CCBC once it became aware of the deficiency. DEQ has a fundamental responsibility to ensure that relevant environmental and public health information is available to citizens and governmental entities so that they may fully consider all the available data as they move forward in the decision making process.

Airshed Management
Air pollution monitoring data, meteorological analysis and dispersion modeling clearly demonstrate that air pollution emitted in one area of the Treasure Valley impacts air quality throughout the entire airshed. Airshed Management is an approach that considers all sources within an affected area when developing air quality protection strategies. The intent of Airshed Management is to take proactive measures to improve air quality when possible, rather than waiting until a problem develops and state and federal law mandates action. The primary goals of Airshed Management are to protect public health by avoiding violations of air quality standards, or limits, through proactive management; improve the scientific understanding of airshed-wide air quality; and inform, educate, and involve local communities on air quality issues and management.

MICRO
2003

Community Choices

The foundation of Airshed Management is community involvement and community directed initiatives to manage air quality. It is important that local leaders and planners understand how their community choices impact air quality now, and in the future. Successful Airshed Management protects public health and keeps air quality decision-making at the local level.

A Brief History of Air Quality in the Treasure Valley

The Treasure Valley has a history of air quality problems. The local terrain and meteorology can trap air pollution for long periods of time during stagnation events. During these events, air quality levels raise to unhealthful levels throughout the region.

Violations of the health based carbon monoxide (CO) standard occurred every winter from 1977, the year CO monitoring began, until 1986. As a result of these high-levels of pollution, Northern Ada County was designated as a CO Nonattainment area. A CO Air Quality Improvement Plan was developed and included transportation control measures to reduce CO levels. The adoption of a Vehicle Inspection and Maintenance Program, improvements in traffic flow, federal vehicle emission standards and improvements in fuel all contributed to a steady decline in CO levels. In December 2002, EPA approved DEQ's Northern Ada County CO Maintenance Plan, demonstrating that the area is-now in attainment of the CO standard, and outlining the steps that will be taken to ensure that it will remain so.

Violations of the health based particulate matter (PM_{10}) standard were first documented in the Treasure Valley in the winter of 1985-86, the year PM_{10} monitoring began. PM_{10} is very tiny particulate (10 microns or less in diameter). Northern Ada County was designated a PM_{10} Nonattainment Area by EPA in 1987. In 1991, DEQ submitted a plan to EPA that outlined strategies to reduce PM_{10} levels and reduce the likelihood of future PM_{10} violations. Wood burning restrictions, road sanding improvements and new industrial permits were implemented to reduce PM_{10} levels. As a result of these control measures, no new violations of the PM_{10} standard have occurred since 1991. In September 2002, DEQ submitted the Northern Ada County PM_{10} Maintenance Plan to EPA. This Plan demonstrates compliance with the PM_{10} through the year 2020. EPA is expected to approve this plan in the summer of 2003. Upon approval of this plan, Northern Ada County will return to attainment status for PM_{10}.

Ada County vs. Canyon County Air Quality Concerns

As discussed above, in the past Ada County has frequently violated health based air quality standards for both CO and PM_{10}. Canyon County, on the other hand, has never had violations of air quality standards.

Is Canyon County's air quality better than Ada County's? That is not a likely scenario. The likely reason that air quality violations for CO and PM_{10} were not measured in Canyon County was because air quality monitoring did not begin in Canyon County until rapid development started to occur in the mid- to late-nineties. By then, the reductions in emissions that improved air quality in Ada County also improved those in Canyon County. Meteorological analysis and air quality dispersion modeling of air stagnation events both demonstrate that pollution is shared between the two counties. Recently, pollution caused by the fire in Caldwell was evident on air

MICRO
2003

pollution monitors across the valley. That is why it is important to manage air quality on an airshed basis.

Secondary Particulate Matter

$PM_{2.5}$ is a smaller category of particulate matter that is even more damaging to public health. Secondary particulate matter is a type of $PM_{2.5}$ that is not emitted directly into the air, but forms through a chemical reaction between gasses in the air. On high pollution days, secondary particulates account for almost half of the $PM_{2.5}$ in the air, with the remainder coming from smoke, soot, finely ground soil, and other sources[1].

2002 Exceedances (Ozone and $PM_{2.5}$)

The Treasure Valley has been successful at solving their CO and PM_{10} problems of the past. However, rapid growth in the area and recent changes to EPA air quality standards pose new air quality challenges. During the summer of 2002, exceedances of the Ozone standard were measured on monitors in both counties. Additionally, both counties experienced exceedances of the $PM_{2.5}$ standard in December of 2002. These exceedances raise a possibility of Ozone and/or $PM_{2.5}$ nonattainment designation for the Treasure Valley.

In the future, proactive measures should be taken to reduce the emissions that lead to the formation of these pollutants. Because Canyon and Ada Counties currently have no nonattainment designations, communities presently have a great deal of flexibility in how they manage their air quality.

Penalties or Sanctions

Failure to protect air quality standards sets up a costly and punitive chain of events under the Federal Clean Air Act. Once a violation of air quality standards is determined to have occurred, EPA publishes a notice in the Federal Register. The state is given 18 months to prepare an Air Quality Improvement Plan outlining how emissions will be reduced to acceptable levels. Reductions must come from permanent and enforceable control strategies, which can be very costly and difficult for communities and industry to implement.

Once a nonattainment designation is made by EPA, the following things happen:

1) The state must prepare a plan to fix the problem (past plans in Idaho have cost up to $2-million).
2) Permanent and enforceable controls must be implemented on any source that causes or contributes to the air quality violation.
3) Stricter permitting requirements apply when a major new facility is built or when a modification is made to an existing facility.

---

[1] Kuhns, H., Etymezian, V., Stockwell, W., Kohl, S. Green, M., Watson, J., and Chow, J. 2000, Treasure Valley Secondary Aerosol Study. Prepared for the Idaho Department of Environmental Quality, Boise, ID by the Desert Research Institute, Las Vegas, NV.

MICRO
DEC 17 2003

4) All federally funded transportation projects become subject to Transportation Conformity. If at any time in the future Federal Transportation projects don't conform to the current Air Quality Improvement Plan those projects cannot be funded. (In recent years, this rule put $120 million in transportation projects at risk in Ada County).
5) Airports and other large Federally Funded programs are subject to General Conformity.

If the state does not provide an adequate or timely plan, EPA can invoke sanctions including:

1) Loss of highway dollars.
2) Imposition of a requirement that any new industry obtain emission reductions other companies equal to twice the emissions that the new plant would generate. This effectively limits industrial expansion in these areas.

Ammonia Chemistry

Once it is released into the atmosphere, ammonia undergoes chemical reactions with other pollutants and with the natural components of the atmosphere. The major gas-phase reaction of ammonia involves oxidation by the hydroxyl radical, a normal component of the daytime photochemistry. This leads to formation of organic nitrogen containing compounds, nitrogen oxides and ultimately to nitric acid or organic-nitrate aerosols. This pathway may contribute to both ozone formation and $PM_{2.5}$ secondary aerosol production, depending on the time of year.

In the presence of atmospheric sulfur dioxide and nitrogen oxides and water vapor, the atmospheric acids H_2SO_4 and HNO_3 are formed, which react rapidly with any available ammonia to form ammonium sulfate, ammonium bisulfate, and ammonium nitrate secondary aerosol particles.

$PM_{2.5}$ Precursors

Oxides of nitrogen, sulfur dioxide, and ammonia are precursors, or ingredients, of secondary particulate matter. Ammonia gas forms ammonium nitrate particulate matter when it reacts with nitric acid in the air. Ammonia gas forms ammonium sulfate particulate matter when it reacts with sulfuric acid in the air. On the most polluted days, approximately 48% of $PM_{2.5}$ is made up of ammonium nitrate and ammonium sulfate[2].

NH_3 (gas)	+	HNO_3 (gas)	←→	NH_4NO_3 (particle)
Ammonia		*Nitric Acid*		*Ammonium Nitrate*
NH_3 (gas)	+	H_2SO_4 (gas)	←→	$(NH_4)_2SO_4$ (particle)
Ammonia		*Sulfuric Acid*		*Ammonium Sulfate*

[2] Kuhns, H., Etymezian, V., Stockwell, W., Kohl, S. Green, M., Watson, J., and Chow, J. 2000, Treasure Valley Secondary Aerosol Study. Prepared for the Idaho Department of Environmental Quality, Boise, ID by the Desert Research Institute, Las Vegas, NV.

MICRO
2003

DEQ research indicates that other "ingredients" (NO_X and SO_2), or precursors, are less abundant than ammonia in the Treasure Valley, and therefore limit the formation of secondary particulates. However, increases in any one of the precursor emissions increases the potential for additional secondary aerosol formation. Increases to ammonia emissions should be considered equally along with those of the other precursors. The role of additional ammonia emissions becomes more significant if either the equilibrium state between it and the other precursors was not properly quantified, is not uniform throughout the valley, or if the relative proportion of ammonia to the precursors changes in the future. Current forecasts anticipate that ammonia could become a more significant factor in the formation of secondary particulate matter as urban and industrial development increases, adding to the availability of other precursors.

Current Airshed Measures

Airshed planning and management is ongoing in the Treasure Valley. Community leaders from both counties have begun the implementation of a number of proactive actions that have reduced, or will reduce, air pollution emissions across the valley. These measures include local burn ordinances, road paving, alternative fuels programs, local dust ordinances and Vehicle Inspection and Maintenance Programs. In addition, DEQ has been working with industry to amend air quality permits to further limit emissions.

Airshed Philosophy

DEQ believes that air quality management and protection must be a community-based project. As such, all air pollution sources in the community have a responsibility to ensure that air quality standards are protected. Local citizens, community leaders, transportation planners, and industry have all been asked to reduce their emissions. Because agriculture is a significant source of air pollution in the valley, this industry sector should also participant in the Airshed Management process. Agricultural emissions are a part of the air pollution pie, and must be included in air pollution management efforts.

MICRO
DEC 17 2003

Ammonia Sources

The 1999 Treasure Valley Emissions Inventory estimated annual emissions of ammonia. By far, the largest source of ammonia in the Treasure Valley, accounting for 64% of all emissions, was livestock urine and solid waste. The next largest source, fertilizer application, accounted for a much smaller percentage at 14%, with other smaller sources making up the balance of ammonia emissions.

Source	Tons per Year	Percentage of Total
Livestock Urine and Solid Waste	4,391	64%
Fertilizer Ammonia	978	14%
Cold Storage Ammonia	884	13%
Industrial Point Sources	405	6%
Vehicle Tailpipe Emissions	184	3%
Commercial and Industrial Equipment	4	<1%
Industrial Natural Gas Combustion and Distillate	3	<1%
Agricultural Equipment	3	<1%
Residential Natural Gas Combustion and Distillate	3	<1%
Construction and Mining Equipment	2	<1%
Lawn and Garden Equipment	1	<1%
Commercial/Institutional Natural Gas Combustion	1	<1%
Total	**6,859**	**100.00%**

Livestock Ammonia Emissions Factors

An emissions factor defines the amount of air pollution emitted from a specific source. There are several issues that have been shown to influence ammonia emissions from livestock. These include:

- Nitrogen content of feed
- Conversion factor between nitrogen in feed and in meat or milk
- Animal type, age, size, and activity
- Animal housing
- Animal waste management system

However, emissions factors listed in an EPA contracted study[3] of ammonia emissions factors are well accepted and widely used. California[4], Utah[5], and other areas that are spearheading ammonia emissions research rely on emissions factors from this report. This study recommends

---

[3] R. W. Battye, C. Overcash, and S. Fudge, 1994. *Development and Selection of Ammonia Emission Factors.* Prepared for U.S. Environmental Protection Agency, Atmospheric Research and Exposure Assessment Laboratory by ECTR Incorporated, Durham, North Carolina. August. Table 2-9 Recommended Ammonia Emission Factors for Animal Husbandry. Internet address: http://www.epa.gov/ttn/chief7efdocs/ammonia.pdf

[4] ARB, 1999. *Estimates of Ammonia Emissions from Beef and Dairy Cattle in California.* California Air Resources Board, Planning and Technical Support Division. Internet address: http://www.arb.ca.gov/emisinv/pmnh3/pmnh3fites/cattleEmissionsMethod.pdf

[5] Steven Parkin, 2000. Memorandum: Summary of 1996 Methodology to Estimate PM_{10}, SO_x, and NO_x From Source Categories Inside Utah's 13-Counly UAM Modeling Domain, Utah Division of Air Quality, February 16, 2000. Internet address: http://www.deq.sate.ut.us/EOMJSIP/PM1OSIP/EllArea_EstimateMethods.htm

MICRO
2003

an emissions factor of 87.57 pounds of ammonia per dairy cow per year. This emissions factor was also used in the 1999 Treasure Valley Emissions Inventory.

Calculating Livestock Ammonia Emissions
Based on an emissions factor of *87.57* pounds of ammonia per dairy cow per year, each additional 1,000 dairy cows would contribute an additional 44 tons per year of ammonia to the airshed:

$$1{,}000\ \text{head} \times \frac{87.57\ \text{lbs}}{\text{head / year}} \times \frac{1\ \text{ton}}{2{,}000\ \text{lbs}} = \frac{43.8\ \text{tons}}{\text{year}}$$

The following table shows ammonia emissions from a range of dairy sizes based upon the emission factor discussed here. The 1999 Treasure Valley Emissions Inventory estimates showed that total ammonia emissions in the valley were 6859 tons per year. An 8000 head dairy would increase total ammonia emissions in the valley by about *350* tons per year or 5%. Application of control technologies could reduce the ammonia emission shown.

# cows	tons ammonia per year	% of current total ammonia emissions (6,859 tons)
100	4.4	<1%
1,000	43.8	<1%
5,000	218.9	3%
8,000	*350.3*	5%

Volatile Organic Compound Emissions from Large Dairies.
Volatile Organic Compound (VOC) emissions are important precursors to ozone and particulate matter. VOC are formed as intermediate metabolites in the degradation of organic matter in manure. Under aerobic conditions, VOC are oxidized to CO_2 and water, while under anaerobic conditions VOC undergo microbial degradation. Microbes degrade VOC to volatile organic acids and other compounds, which are then degraded to methane and CO_2. This occurs as long as the methanogenic bacteria are not unduly inhibited by such conditions as low temperatures or excessive loading rates of manure in liquid storage ponds and lagoons. VOC compound classes generally associated with livestock wastes[6] and confined animal feeding operations (CAFOs)[7] include aldehydes, alcohols, carboxylic acids and ketones. Properly designed, sized, and maintained lagoons and land application sites can minimize VOC emissions.

Unfortunately, VOC emissions from large dairies are very difficult to accurately quantify. The EPA standard source of emissions factors, AP-42, does not list VOC emissions factors for dairies. However, the South Coast Air Quality Management District, a leader in air quality

[6] Generic Environmental Impact Statement on Animal Agriculture: Summary of the Literature Related to Air Quality and Odor (H), University of Minnesota, College of Agriculture, Food, and Environmental Sciences, 1999.

[7] Iowa Concentrated Animal Feeding Operations Air Quality Study, Iowa State University, February 2002.

MICRO
2003

research, uses a VOC emission factor of 16.0 pounds of VOC per cow per year for emission credits applied to dairy relocations, under their 1999 Ozone SIP.[7]

Calculating Livestock VOC Emissions
Based on an emissions factor of 16.0 pounds of VOC per dairy cow per year, each additional 1,000 dairy cows would contribute an additional 8.0 tons per year of VOCs to the airshed:

$$1{,}000\ \text{head} \times \frac{16.0\ \text{lbs}}{\text{head / year}} \times \frac{1\ \text{ton}}{2{,}000\ \text{lbs}} = \frac{8\ \text{tons}}{\text{year}}$$

Livestock Dust Emissions
Industrial sources emitting more than 100 tons per year of PM_{10} are considered "major" sources of air pollution, and must undergo a more rigorous permitting procedure[8].

While agricultural operations have not always been held to the same standards as other industrial sources, this factor does provide some guidance as to acceptable levels of emissions.

Calculating Livestock Dust Emissions
Particulate emissions from livestock made up of dust can be calculated using an emissions factor of 34.4 pounds of PM_{10} per head of cattle per year[9]. Based on this calculation, each additional 5,814 cattle would contribute 100 tons per year of PM_{10} to the airshed.

$$\frac{34.4\ \text{lbs}}{\text{head / year}} \times \frac{1\ \text{ton}}{2{,}000\ \text{lbs}} \times 5{,}814\ \text{head} = \frac{100\ \text{tons}}{\text{Year}}$$

Considering Impacts
Treasure Valley communities have expressed a willingness to be active participants in Airshed Management and consider the ways in which community planning choices impact air quality. Ammonia, VOC and dust from livestock operations have the potential to impact air pollution levels and public health. DEQ urges local planners to consider air quality impacts when approving operations within their jurisdictions. The choices we make now will affect the choices we are able to make in the future.

---

[8] Idaho Rules for the Control of Air Pollution IDAPA 58.01 .01.006.55

[9] ARB, 1999c, *Area Source Methodologies — Section 7.6 (Cattle Feedlot Dust).* California Air Resources Board, Sacramento, California. December 20. Internet address: http://arbis.arb.ca.gov/emisinv/areasrc/onehtmlone7-6.htm

MICRO
2003

Exhibit F

STATE OF IDAHO

DIRK KEMPTHORNE
Governor
PATRICK A. TAKASUGI
Director

DEPARTMENT OF AGRICULTURE
DIVISION OF ANIMAL INDUSTRIES

2270 Old Penitentiary Road
P.O. Box 7249 Boise, Idaho 83712
Ph: 208-332-8540 Fax: 208-334-4062

Heather Jensen, Livestock Investigator, SR
Idaho Department of Agriculture
629 B Washington St. North
Twin Falls, ID 83301

June 19, 2002

Department of Water Resources
PROTESTANT'S
Exhibit F
Date Admitted 3/11/03

Millenkamp Heifers
Bill Millenkamp
471 North 300 West
Jerome, ID 83338

Dear Bill;

This letter is in response to request for a sizing on the 528,000 sq ft expansion area located directly west of your existing calf hutches at 471 North 300 West, Jerome, ID. The expansion area will not increase the permitted number of animal units on this facility. The 528,000 sq ft area will be graded to drain to the southeast corner of the expansion. Runoff containment in the southeast corner must provide a minimum containment of 87,284 Cu ft. The minimum containment volume accounts for the 25-yr, 24 hr storm event and the 1-in-5 year storm event as required by IDAPA 02.04.15-Beef Cattle Feeding Operations, Chapter 020, Wastewater Storage and Containment Facilities. The runoff volumes are attached on the Sizing for Runoff Containment sheet. Also attached is a copy IDAPA 02.04.15-Beef Cattle Feeding Operations.

Attached is a pond dimension of top length of 165' X top width of 170' X 5'deep, this pond would provide 89,376 cu ft of storage volume. IDAPA 02.04.15, Chapter 021 states that "Each new or modified beef cattle animal feeding operation shall design and construct wastewater storage and containment facilities completed after July 1, 2000 in accordance with engineering standards and specification contained in the Natural Resources Conservation Service Agricultural Waste Management Field Handbook, Appendix 10 D or the American Society of Agricultural Engineers Standard EP393.3, or other equally protective standards approved by the Director." The above standards require a minimum 15% clay liner one foot thick. The soil liner must be located two feet from bedrock and seasonal high water tables.

IDAPA 02.04.15-Beef Cattle Feeding Operation defines runoff as any precipitation that comes into contact with manure, compost, bedding or feed on a beef cattle animal feeding operation. The 528,000 sq ft area must be bermed on the north and west sides to prevent run-on from coming into contact with manure, compost, bedding, or feed. The berm will limit runoff to the 528,000 sq ft area that will contain calf hutches and or pens.

MICROFILMED
2003

Construction inspections will be completed by the Idaho Department of Agriculture to insure that wastewater storages meet the minimum requirements. When construction is completed a final construction inspection and a waste inspection will be completed verifying that the facility meets the requirements of IDAPA 02.04.15. Any site plan changes made during construction that will affect the area of runoff for this facility need to be reported to the Idaho Department of Agriculture so that an evaluation and possible change in the wastewater storage requirements can be made.

Jerome County Planning and Zoning has requested a copy of this letter as well as a letter verifying compliance of the expansion once it has been completed. All wastewater storages must meet IDAPA 02.04.15 before a compliance letter will be submitted to the county.

If you have any questions please call Matt Thompson @ 736-3042 or myself @ 736-3075 or 731-0564.

Thank you,

Heather Jensen

Heather Jensen
Livestock Investigator, SR

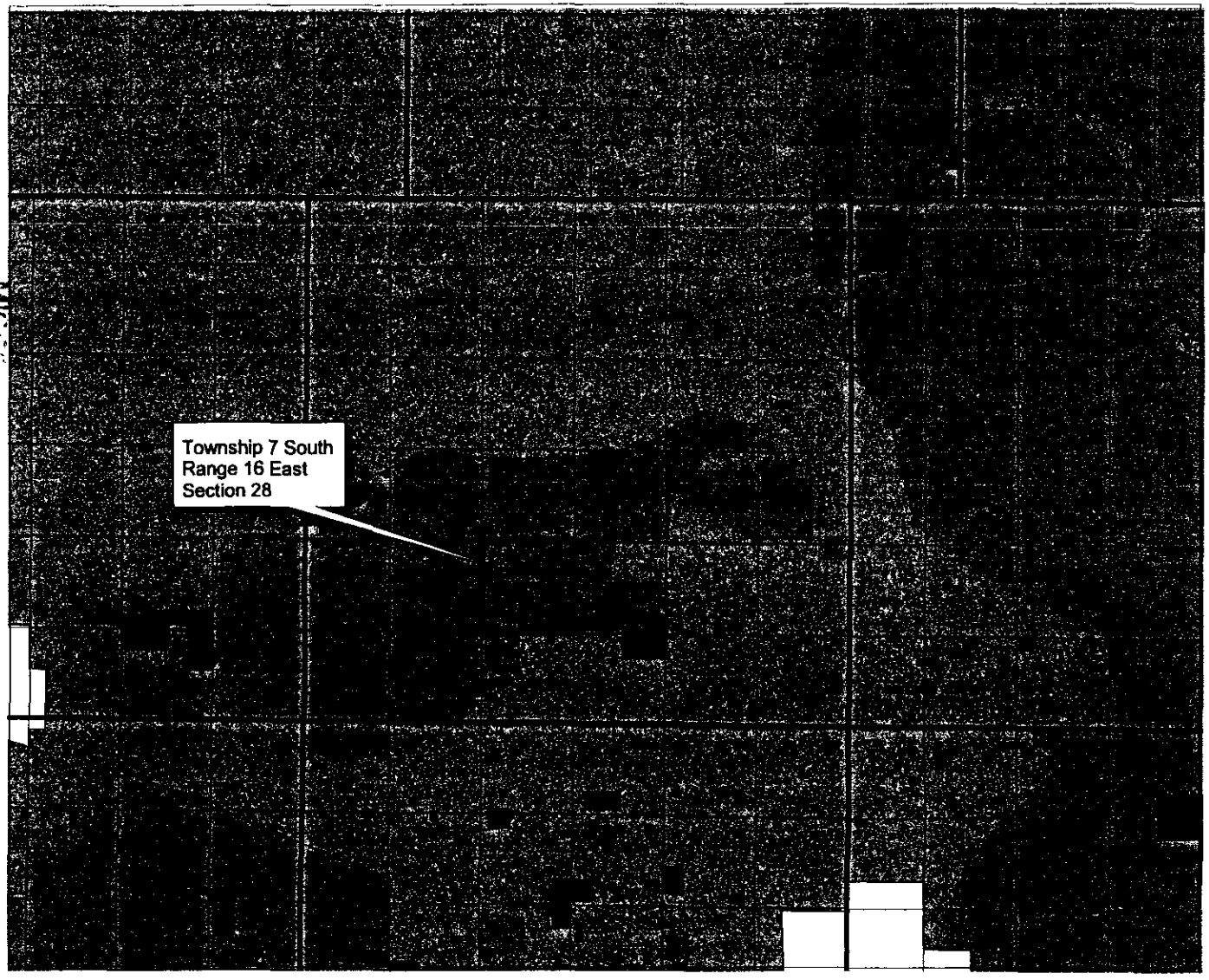
cc John Chatburn, Idaho Department of Agriculture, Bureau Chief-Division of Animal Industries
Matt Thompson, PE, Idaho Department of Agriculture, Engineering Services
Montessa Young, EIT, Idaho Department of Agriculture, Engineering Services
Art Brown, Jerome Planning and Zoning Administrator
File

ee IDAPA 02.04.12-Beef Cattle Feeding Operations
Sizing for Runoff Containment
Rectangular Pond Containment Sizing

MICRO
DEC 2003

Exhibit G

T7S R16E Section 28 Ground Water Vulnerability



N
W E
S

Department of Water Resources
PROTESTANT'S
Exhibit G
Date Admitted 3/11/03

Low
Moderate
High
Very High

IDWR lc 07/24/02

Exhibit H

JEROME COUNTY COURTS

The Times-News

JEROME – Recent activity in 5th District Court in Jerome County included the following:

Misdemeanor arraignments

Jeffery Herbert Bennett, 21, 500 Second Ave. E., Jerome; driving without privileges; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Michael D. Berg, 53, 315 W. Ave. E., Jerome; driving under the influence; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Randy D. Curtis, 46, 302 Country Club Drive, Jerome; driving under the influence; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Elizabeth P. Dodson, 36, 413 W. Ave. E, Jerome; driving under the influence; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Larry Dennis Gardner, 21, 428 First Ave. E., Wendell; driving under the influence; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Sherry Lynn Hackworth, 41, 121 E. Ave. G, Jerome; use or possession of drug paraphernalia with intent to use; possession of a controlled substance; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

Charles Leonard Jones, 75, 300 W. First, No. 28, Jerome; driving under the influence; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

William C. Kerner, 61, 820 W. Four Mile Road, Gooding; inattentive/careless driving; pre-trial conference March 17; Magistrate Judge Thomas H. Borresen.

William John Millenkamp, 30, 471 N. 300 W., Jerome; five counts livestock confinement operations violations; pre-trial conference March 24; Magistrate Judge Thomas H. Borresen.

assigned to the plaintiff for collection.

Action Collection Service vs. Kevin Williamson. Seeking $2,640.78, plus $572.64 interest; $880 attorney fees. Plaintiff alleges defendant owes for accounts assigned to the plaintiff for collection.



J.R. Simplot Company, dba Western Stockman's, vs. B and B Calf Ranch. Seeking $11,584.54, plus interest; attorney fees of $500. Plaintiff alleges defendant owes for agricultural products purchased on an open account.

Pentech Infusions vs. Gwendolyn Stuart and Thomas Stuart, wife and husband. Seeking $25,808, plus interest; $1,500 attorney fees, greater if contested. Plaintiff alleges defendant owes for medical products.

Child support cases

State of Idaho Health and Welfare vs. Ernesto Benjamin Salas and Rose Isela Magana. Seeking of Ernesto Salas: determination that he is the father of Angeles Dayanahara Magana; $381 monthly support, plus 71 percent of child's medical and day care expenses; attorney fees of $330.

Divorces

Rodney K. Pauls Jr. vs. Jeanette Pauls

Richard J. Clark vs. Linda K. Harris

Ronald L. Lee vs. Bernadette G. Lee

Roberta LeeAnne McRoberts vs. Michael Fred McRoberts

Debra Lynn Seiberling vs. Thomas Donald Seiberling

Diana Adell Depew vs. Steve Ray Depew

Leslie A. Hunt vs. Roger D. Hunt

PROPERTY OF ACME REPORTING
PROPERTY ARTS
H
3/11/03

RECEIVED
FEB 2 6 2003
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION	)	
	)	
OR TRANSFER NO. 70145	)	
	)	
William &/or Susan Millenkamp,	)	
	)	
Applicants	)	
	)	Source: Groundwater
Mark Vineyard, William Gulley, Steve	)	
Matthews, Wayne Slack, Gary Mitchell, Dell	)	County: Jerome
Phillips,	)	
	)	
Protestants.	)	

APPLICANTS' EXHIBITS

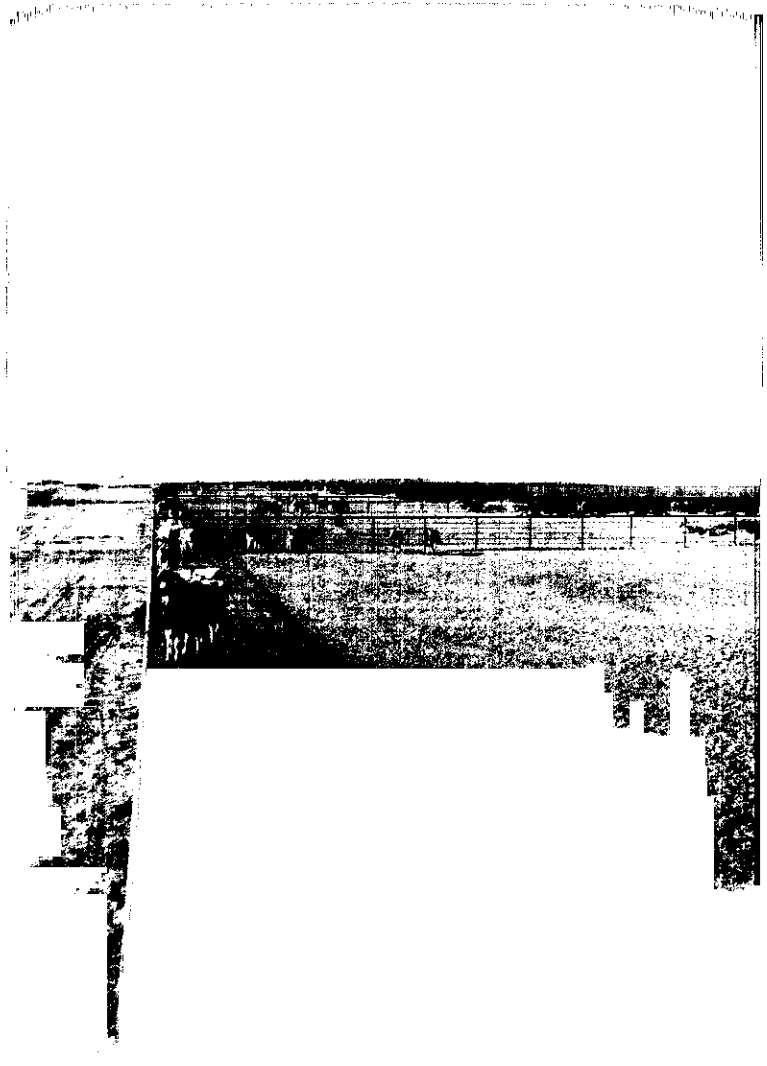
Millenkamp Cattle



Department of Water Resources
APPLICANT'S
Exhibit YES
Date Admitted 3/11/03

EXHIBIT
tabber
01



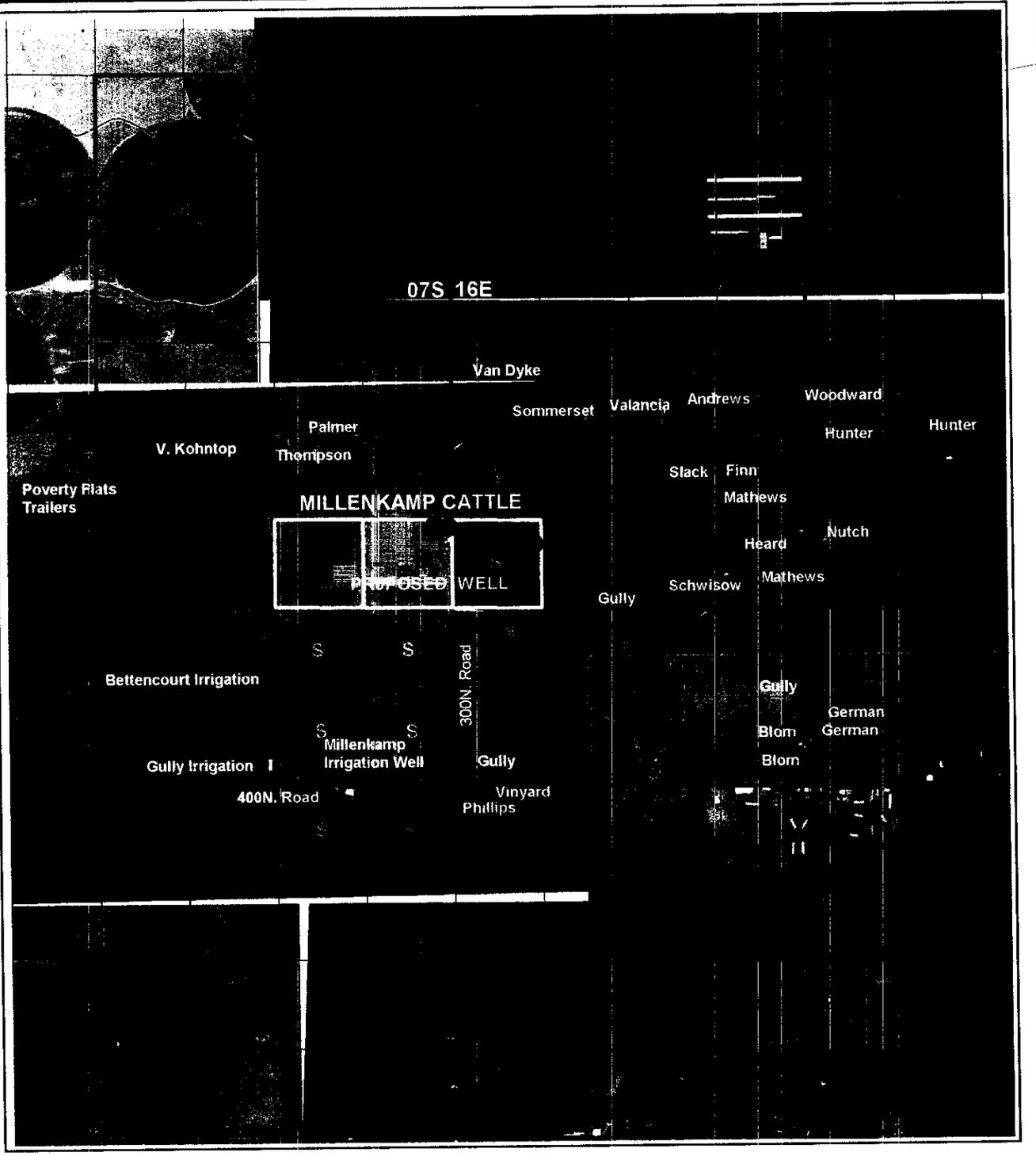




Photographs

Department of Water Resources
APPLICANT'S
Exhibit 2
Date Identified 3/11/03

EXHIBIT
tabbies
02



Location Map
Millenkamp Cattle
Proposed New Well
2002 Aerial Photo

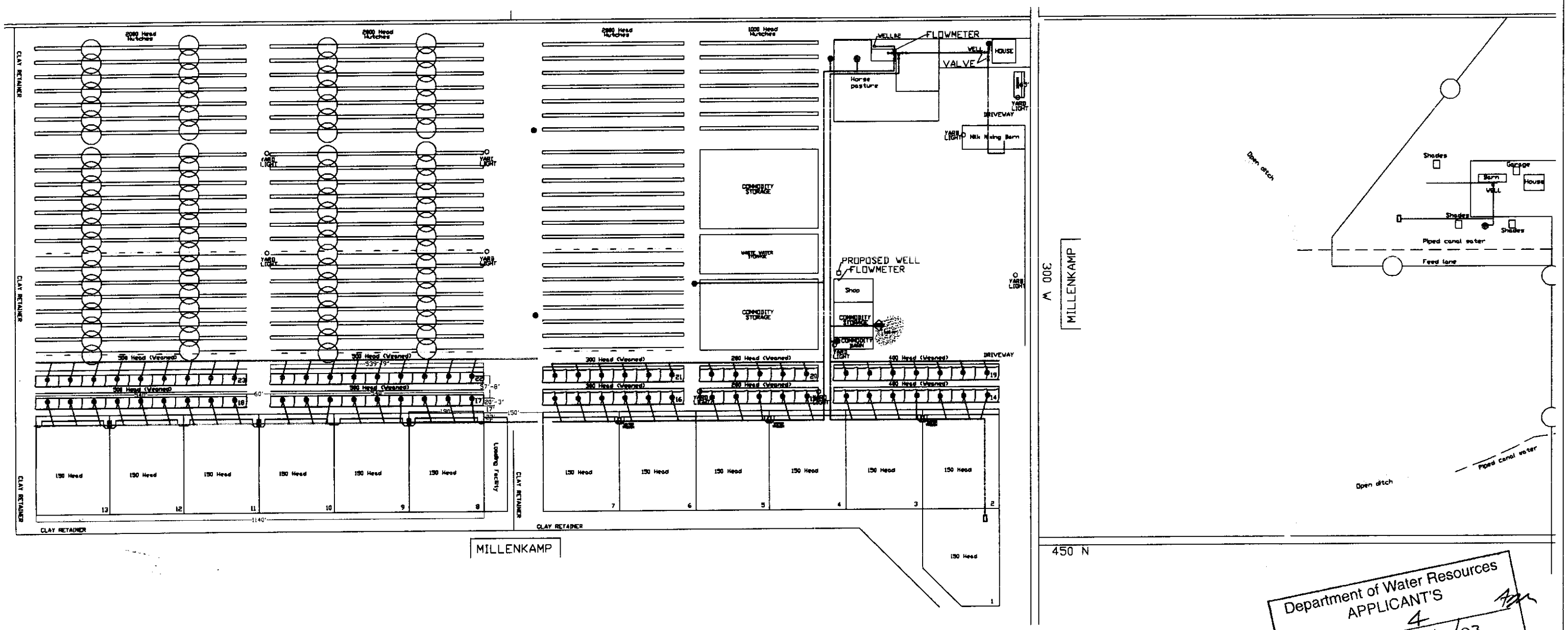
S= Solids Application

Brockway Enginerring, PLLC.
ALR February 18, 2003

Department of Water Resources
APPLICANT'S
Exhibit 3
Date Admitted 3/11/03

EXHIBIT
tabbies 03

MILLENKAMP CATTLE



Department of Water Resources
APPLICANT'S
Exhibit 4
Date Admitted 3/11/03

EXHIBIT
tabbies
04

— 1 ½"Galvanized Pipe

— ¾" Galvanized Pipe

▯ Concrete Water Tank

• Hydrant

• Ritchie Water Trough

N

SCALE 1":250'

THIS DRAWING HAS BEEN PREPARED BY BROCKWAY ENGINEERING, PLLC FOR A SPECIFIC PROJECT TAKING INTO ACCOUNT THE SPECIFIC AND UNIQUE REQUIREMENTS OF THE PROJECT. REUSE OF THIS DRAWING FOR ANY PURPOSE IS PROHIBITED UNLESS WRITTEN PERMISSION FROM BOTH BROCKWAY ENGINEERING & THE CLIENT IS GRANTED.

REV	DESCRIPTION	DATE	APPD.	REFERENCE DRAWINGS

(11 X 17 DWG ONLY)

BROCKWAY ENGINEERING, PLLC
HYDRAULICS - HYDROLOGY - WATER RESOURCES
2016 NORTH WASHINGTON, SUITE 4
TWIN FALLS, ID 83301
(208) 736-8543

MILLENKAMP CATTLE

ALR February 18, 2003

PROJECT # 611-01-2003

DWG # 1

REV

JUN 18 2001

NORTH SIDE CANAL COMPANY

921 North Lincoln • Jerome, Idaho 83338 • (208) 324-2319

June 13, 2001

Art Brown
Jerome Planning & Zoning
121 3rd Ave East
Jerome, Idaho 83338

RE: Bill Millencamp (Permit for LCO for calf ranch, Corrals)

We have been asked by Bob Richards to comment on what impacts the subjects property may have on our canal system. Located 471 South 300 West of Jerome County, Idaho. We see **no negative impacts** to our canal system, as long as, dairy barns, corrals & feedlots are **50' from the water edge.** All dairy lagoons are to be **100' from the water edge.** **NOTE** the following:

1. North Side Canal Company requirements are for all dairy barnes, corrals & feedlots to be 50' away from the NSCC Canals & Laterals, and all dairy lagoons are to be 100' away from the NSCC Canals & Laterals.

2. On the side the property slants down toward the NSCC Canals. They need to dike the property to keep run-off out of North Side Canal Company's system incase of heavy rains.

The Canal Company is involved in the water quality program and cannot have any kind of waste going into the system that might flow to the Snake River. This is subject to DEQ approval. Thank you for giving us the opportunity to comment.

Sincerely,

Karl Hays,
by Terry Walters

Department of Water Resources
APPLICANT'S
Exhibit 5
Date Admitted 3/11/03

DEC 17 2003

EXHIBIT
05

JUN 22 2001

BOARD OF COMMISSIONERS

JEROME HIGHWAY DISTRICT
JEROME, IDAHO

Date: June 12, 2001

To: Jerome County Planning and Zoning
121 3rd Ave E
Jerome, Idaho 83338

From: Jerome Highway District

Re: LCO/CAFO expansion letter for Bill Melloncamp

A letter was submitted from the Jerome Highway District in November 1999 for this operation. Since that letter Mr. Melloncamp has placed a fence along the roadway to keep the traffic from driving out wherever they wanted. There are still two approaches located at 459 & 471 North 300 West.

The Jerome Highway District is looking at the intersection of 300 West 450 North. This operation has generated more vehicle traffic and this intersection has a sight problem. Mr. Melloncamp has offered to help with this situation.

LeRoy Lewis, Road Supervisor

Department of Water Resources
APPLICANT'S
Exhibit 6
Date Admitted 3/11/03

EXHIBIT
06

Jerome Rural Fire District #1

JUN 5 2001

143 East Avenue A • Jerome, Idaho 83338
(208) 324-7468 • Fax (208) 324-7730

6/4/01

Art Brown
Planning & Zoning
121 3rd. Ave. East
Jerome, Idaho 83338

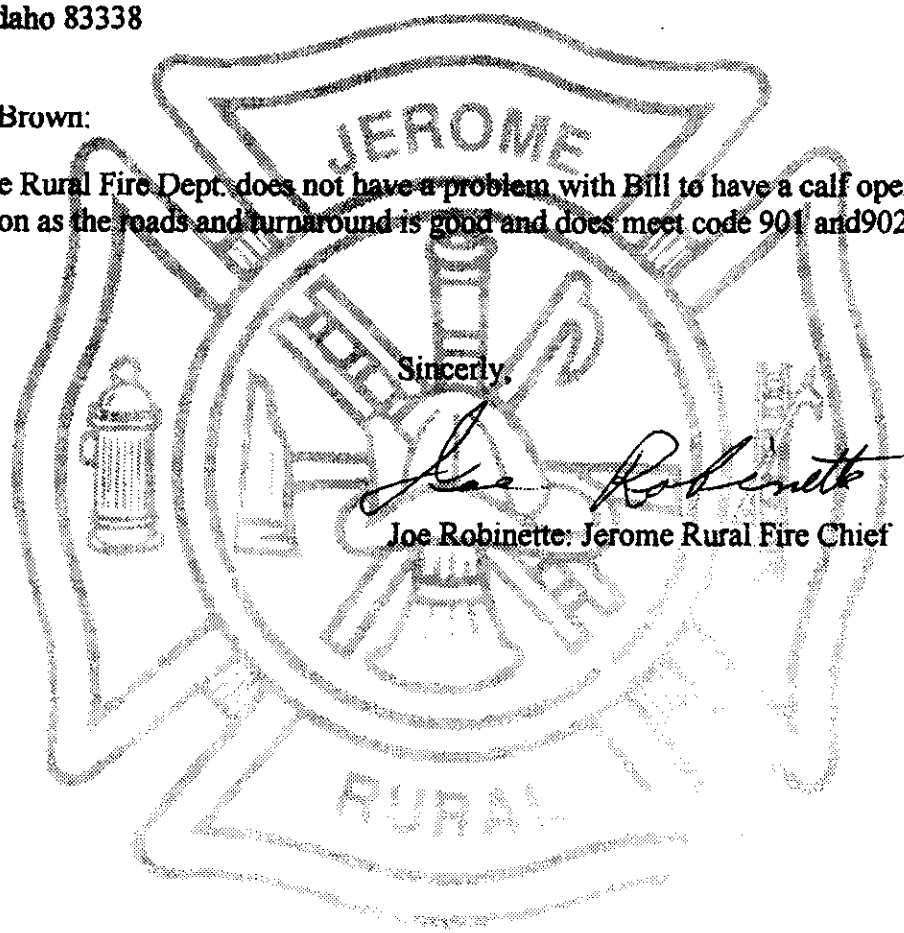
RE: Bill Millenkame
471 North 300 West
Jerome, Idaho 83338

Dear Mr. Brown:

Jerome Rural Fire Dept. does not have a problem with Bill to have a calf operation at this location as the roads and turnaround is good and does meet code 901 and902.

Sincerely,

Joe Robinette: Jerome Rural Fire Chief



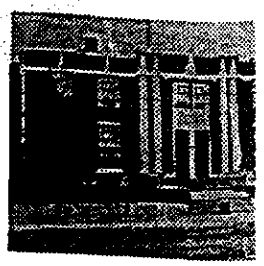
Department of Water Resources
APPLICANT'S
Exhibit 7
Date Admitted 3/11/03

MICRO
DEC 17 2003

EXHIBIT
07

JEROME COUNTY COMMISSIONERS

300 North Lincoln • Room 300 • Jerome, Idaho 83338
(208) 324-8811, Ext. 12



Veronica Lierman, Chair
John Elorrieta, Commissioner
Alvin B . Chojnacky, Commissioner

Cheryl Watts, Clerk

Idaho State Department of Agriculture
Engineering Services
PO Box 790
Boise, Idaho 83701

August 27, 2001

Dear Engineering Services:

Jerome County Board of County Commissioners are requesting the Idaho State CAFO Siting Team evaluate Bill MillenKamp 471 North 300 West Jerome, Idaho a confined livestock calf operation. Bill MillenKamp wants to expand their current operation from 2500 to 12,000 baby calves ranging from 0-4 months old on 360 acres of property.

Contact Arthur Brown, Jerome County Planning & Zoning Administrator for a site review visit.

Sincerely,
Veronica Lierman
Veronica Lierman
Chairman, Board of County Commissioners

Department of Water Resources
APPLICANT'S
Exhibit 8
Date Admitted 3/11/03

EXHIBIT
tabber 08

DEC 17 2002 MICROFILMED
DEC 17 2003

IDAHO SOIL CONSERVATION COMMISSION

IDAHO STATE DEPARTMENT OF AGRICULTURE

ENGINEERING SERVICES

OCT 3 2001

Idaho State Department of Agriculture

September 27, 2001

Art Brown
Jerome County Planning and Zoning
300 N. Lincoln
Jerome, ID 83338

Dear Mr. Brown:

The Idaho State CAFO Siting Team has completed its review of the application to expand the Milienkamp Calf Operation located at 471 North 300 West Jerome County. The review was completed in response to a request made by Jerome County Commissioners in accordance with the Memorandum of Understanding signed July 2000.

The Team, consisting of representatives from the Idaho Department of Environmental Quality (IDEQ), Idaho Department of Water Resources (IDWR), and the Idaho State Department of Agriculture (ISDA) performed a site evaluation on September 21, 2001 and conducted a final review meeting on the same day. The information evaluated for this facility included the application package provided by your office, IDWR well log information and water right records, ISWR State-wide Ambient Ground Water Quality Monitoring Program network data, USGS water quality data, ISDA Regional Agricultural Ground Water Quality Monitoring Program data, and discussion with operators during the site visit.

The Suitability Determination, as determined by the Team, is **Low Risk**. The following technical factors contributed in determination of the rating.

- Although the proposed facility is located above the EPA-designated Eastern Snake River Plain Sole Source Aquifer, hydrologic and geologic characteristics decrease the risk of contamination to the groundwater. Average precipitation is 10-12 inches. Groundwater recharge is limited in the area.
- The groundwater table is located from 100' to more than 200' below the site. The general flow direction of groundwater is towards the west. Soils data from Natural Resources Conservation Service indicate deep soils in the vicinity of the facility.
- Limited groundwater quality data within the area suggest median nitrate concentrations to be less than two parts per million with no increasing trend apparent at this time.
- The proposal is for the expansion of an existing calf operation. The expansion will increase the size of the facility from 4000 animals to 12,000 animals. This will increase the number of animal units within a five-mile radius of the facility less than 9 percent.
- Primary land use in the area of the facility is irrigated agriculture and confined animal feeding operations. An estimated ratio of irrigated agriculture to animal units within a five-mile radius of the facility shows one acre of irrigated farm ground for every animal unit. The facility will land apply up to 45% of the solid waste produced on the facility. Fifty five percent of nutrients produced by the operation are exported off site.

DEC 17 2003

Idaho State Department of Agriculture • PO Box 790 • Boise, ID 83701
Technical Services • (208) 332-8665 • (208) 334-4062 (Fax)

OCT 3 2001

- Limited process water is generated on the facility. The wastewater is stored and treated in a wastewater storage pond. DEQ designed the wastewater pond to contain wash water from calf bottles and buckets. The facility proposes to increase the number of older cattle raised on the facility. Therefore, the process water will not significantly increase with the expansion as proposed. Bob Ohlensahlen, University of Idaho Extension Agent, designed the runoff containment pond for 10,000 calves. The proposed expansion will utilize the current area of the facility more efficiently. Because the square footage, or footprint, of the facility will not be increased, the runoff storage area does not need to be expanded.
- The facility has water rights to supply adequate water for the expansion.

Mitigation of risk through best management practices and available technology is being utilized on this facility. We recommend that the facility develop and implement a Nutrient Management Plan in accordance with the Idaho NRCS Nutrient Management Standard before the 2005 deadline. The existing facility is well designed and well maintained. The Team is impressed with the site grading and the innovative techniques being used to manage vectors. If you require any further information regarding this proposal, please feel free to contact us.

Jennifer Beddoes, ISDA

Helen Harrington, IDWR

Joe Baldwin, IDEQ

EXHIBIT G-2
MICROFILMED
DEC 17 2003

Idaho State Department of Agriculture • PO Box 790 • Boise, ID 83701
Technical Services • (208) 332-8665 • (208) 334-4062 (Fax)



County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

November 20, 2001

Staff Report for Bill MillenKamp Confined Feeding Operation:

Jerome County Planning & Zoning Office has approved Bill Millenkamp application for a Livestock Confinement Operation expanding from 2500 to 12,000 baby calves that will be from 0-4 months. The property is zoned A-1 Agricultural consisting of 360 acres of land, more commonly known as 471 North 300 West Jerome, Idaho 83338. The Applicant has met all requirements of Chapter 13, of the Jerome County Zoning Ordinance and is approved on the following conditions. The final waste system has been approved by the Department of Agriculture, has a water right for 12,000 baby calves, site evaluation from the Department of Agriculture Technical Siting Team to state that the site is **LOW RISK**, all lighting shall be directional lighting, a nutrient management plan has been filed and all new construction of corrals and structures shall meet the Jerome County Zoning Ordinance and Uniform Building and Fire Codes.

1. August 27, 2001 requested an Idaho State CAFO Siting Team to evaluate Bill MillenKamp confined livestock operation expansion from 2500 to 12,000 baby calves.
2. September 21, 2001 a site evaluation was complete and found that the property to be at **LOW RISK.**
3. Application has met all requirements of Chapter 13 of the Jerome County Zoning Ordinance.
4. He has a water right for 12000 baby calves.
5. Meets the Uniform Fire Code 901 & 902 of the Jerome County Rural Fire District #1.
6. Jerome Highway District has stated that there is more vehicle traffic and this intersection has a sight problem. He will help with the situation. The highway district did not say that the operation could not expand because of the sight problem.
7. He has met the requirements of the North Side Canal Company.
8. Preliminary Nutrient Management Plan has been approve by the Department of Agriculture.
9. Topographical map and soils map have been included with the application.

MICROFILMED
DEC 17 2003

Department of Water Resources
APPLICANT'S
Exhibit 9
Date Admitted 3/11/03

EXHIBIT
09

The following are exhibits from the applicants' file:

A. Notice of Application
B. Notice of Decision
C. Affidavit of Publication
D. Certificate of Mailing to 17 landowners and interest parties, including the applicant.
E. Board of County Commissioners' request for the Idaho State CAFO Siting Team for site evaluation for Bill Millenkamp LCO.
F. Resolution for request for a Suitability determination for LCO SITE.
G1 & 2. Letter for Idaho State Department of Agriculture considering this site to be Low Risk.
H1-4. Wrong advertisement and notification to the neighbors.
I1-30. Application
J1-7. Water right from the Department of Water Resources
K. Jerome Rural Fire District #1
L. Jerome Highway District
M. North Side Canal
N1-6. Preliminary Nutrient Management Plan
O1-4. Legal descriptions
P. Site plan scale 1"=100'
Q1-3. Comments letters
R1-6. Staff response to letters sent to the Board of County Commissioners and to the Planning and Zoning Board on Bill MillenKamp LCO from Bill Gulley and neighbors.

Arthur Roy Brown
Planning & Zoning Administrator

MICRO
DEC 17 2003

County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

Staff report for Bill Millenkamp's Livestock Confinement Operation Permit Application for expanding his property lines from 360 to 400 acres for an approved existing Livestock Confinement Operation (LCO) of 12000 baby calves from 0-4 months. The location is in A-1 Agriculture Zone located at 471 North 300 West Road. On December 18, 2002 notification to fifteen property owners including the applicant were notified of the LCO expansion within 1000 feet. Affidavit of Publication was published in the North Side News on December 26, 2002.

The Application was received on December 17, 2002 which included exhibits A through R-3. The application was not dated but was signed on December 17, 2002 and is noted in exhibit "S" dated December 27, 2002. Exhibit "T" dated December 30, 2002 is an approval by the Board of County Commissioners on December 29, 2002 to return Steve Matthews Appeal of $100 and to waive Bill Millenkamp's new application fee of December 17,2002 because of the Planning & Zoning Office era in approving Bill Millenkamp's Livestock Operation Permit of October 10, 2002. Exhibit "U" dated December 29, 2002 is a letter to Steve Matthews stating that I accepted Bill Millenkamp's undated Livestock Confinement Operation Application on December 17, 2002 and that Bill Millenkamp Application Fee is being waived and you will be receiving a refund for $100 Appeal Fee of the November Planning & Zoning Hearing.

The following exhibits that are found in the Applicant's file that were received on December 17, 2002:

A. Notice of Application
B. Certificate of Mailing
C. Affidavit of Publication
D1-5. Application
E. Board of County Commissioners Department of Agriculture Siting Team request.
F. Board of County Commissioners' Resolution for Suitability Determination
G-1 & 2. CAFO Siting Team review of site to be **low risk**
H-1 & 2. Dept of Agriculture waste management report and meets the requirement of Department of Agriculture that is responsible for waste runoff issues.
I-1 & 2. **Well information provided by IDWR this information is the wells that they have documented in accordance with F.4 of the application**
I-3. Topographical map
I-4 to I- 21. Department of Water Resources G & H of the Application, **they have also included six well drillers reports that they have on file (I8-13)**
I-22. Soils map including property owners
I-23 to I-29. Soils profiles from the Natural Resource Conservation Service
J-1 to J7. Water Right for 12,000 heifers
K. Jerome Rural Fire Department
L. Jerome Highway District
M. North Side Canal Company

MICROFILMED
DEC 17 2003

Department of Water Resources
APPLICANT'S
Exhibit 10
Date Admitted 3/11/03

EXHIBIT
10

N-1 to N-6.
Nutrient Management Plan **that is not required until July 1, 2005**
O-1 to O-5. Legal description of record from the Jerome County Assessor's Office
Page 1
P-1 & P2. Flood plain map
Q-1 to Q-4. Aerial map including property owners
R-1 to R-3. Site Plan scale 1"=100' and a site plan to the facility on one drawing
S. December 27, 2002 memo stating that Jerome County received Bill Millenkamp's Livestock Confinement Operation without a date on the application.
T. December 30, 2002 stating that the Board of County Commissioners approved the refund to Steve Matthews for Appeal of $100 and waive Bill Millenkamps' Livestock Confinement Operation Permit Application of December 17, 2002
U. Letter to Steve Matthews on accepting Bill Millenkamps' Livestock Confinement Operation Permit Application without a date, the county will refund Steve Matthews $100 Appeal fee and waive Bill Millenkamps' Livestock Confinement Operation Permit Application of December 17, 2002.
V. Correction Memo to the Board of County Commissioners
W1-8. Fax to CAFO SITING TEAM from Planning & Zoning Office
W2. Letter to Jason Broome, CAFO SITING TEAM
W5. Fax from Steve Matthews on objections to Millenkamp expansion.
X. Letter to Steve Matthews on the 3 questions he submitted to Jerome County Planning & Zoning on objections to Bill Millenkamps' livestock expansion.

The fifteen-day comment period ended on January 9, 2003. The Administrator then is required to make a decision on those comments and information in the file. Jerome County Planning & Zoning Office did not receive any comments after January 9, 2003 that has not already been specified in the Staff report.

The application is very specific in what it requires for approval of an Livestock Confinement Ordinance. Bill Millenkamp heifer raising operation does not even require a nutrient management plan until July 5, 2005. **Jerome County Zoning Ordinance and the Livestock Confinement Operation Application do not require that a livestock operator to submit a nutrient management plan.**

On January 7, 2003 I made a site visit to Bill Millenkamp Livestock facility and discussed the issue of the area where his pet horses are located. It looks like a corral and not pasture. This would be closer than 50' to well #2. He said next spring he will be planting grass in this area for pasture. His animal confinement areas for his heifer facility are further than 50' from well #2. This will be a condition of his permit that he plants grass and make the pet horse area into pasture by the end of spring. His site plan shows that it is pasture.

MICRO
DEC 17 2003

August 27, 2001

Bill Millenkamp
471 North 300 West
Jerome, ID 83338

Dear Bill:

Introduction

The following letter contains preliminary data for the nutrient management plan for your calf raising facility located at 471 North 300 West, Jerome, ID. The numbers represented in this document are based on book values taken from the Natural Resources Conservation Service's Agricultural Waste Handbook.

Briefly describe solid and liquid waste storage and handling

The calf facility currently holds 4000 calves ranging from 0-4 months of age. In the future the facility plans to expand to 12,000 calves in the same age range. Depending on the age, calves are housed in hutches, small pens, and corrals. All pens are bedded with loose straw year a round. Solid manure is removed continually and stockpiled for spring and fall field application. All animal waste is transported as a solid. A wastewater storage pond holds wastewater from washing calf bottles and buckets. A triangular runoff berm on the southeast corner of the property was designed to hold any runoff from the facility. Both the pond and the triangular berm are evaporative. Table 1 shows the total amount of nutrients produced on the existing facility for 4,000 calves. Table 2 illustrates the same information for the expansion to 12,000 calves.

Table 1. Nutrient Balance for Current 4,000 Calves

Description	Volume ft3	N	P lbs/yr	K
Solid Manure	379,600	35,737	11,680	70,050
Total Nutrients Produced	379,600	35,737	11,680	70,050
Nutrients Exported	*0*	*0*	*0*	*0*
Total Nutrients for Land Application	379,600	35,737	11,680	70,050

Department of Water Resources
APPLICANT'S
Exhibit 11
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003

EXHIBIT
11

Table 2. Nutrient Balance for Future 12,000 calves

Description	Volume ft3	N	P lbs/yr	K
Solid Manure	1,138,800	107,212	35,040	210,240
Total Nutrients Produced	1,138,800	107,212	35,040	210,240
Nutrients Exported	*626,340*	*58,967*	*19,272*	*115,632*
Total Nutrients for Land Application	*512,460*	*48,245*	*15,768*	*94,608*

With the proposed expansion, the Millenkamp calf raising facility will produce an estimated 107,212 lbs of nitrogen, 15,040 lbs of phosphorus, and 210,240 lbs of potassium. Phosphorus and potassium numbers represented in this document are those of elemental phosphorus and elemental potassium. These numbers could be verified by testing the manure prior to application for nitrogen, phosphorus, and potassium.

Bill Millenkamp's calf raising facility will utilize 1000 tons of straw per year. Fifty pounds of nitrogen are required for the break down of 4 tons of straw. The Millenkamp facility will require an additional 12,500 lbs N/year to break down the straw used as bedding. This number is not figured into the crop uptake values.

Sizing

Robert Ohlensehlen, University of Idaho Extension Agent, sized the existing facility for a capacity of 10,000 calves. The 180 day storage requirement for the 1040 X 1200 foot area is 415,064 cu.ft. The trianglular runoff containment berm storage located at the southeast end of the facility holds 415,500 cu.ft. This leaves a 436 cu.ft. surplus. The lagoon located near the center of the facility was designed by DEQ to contain wash water from calf bottles and buckets. Both the runoff containment berm and the lagoon are evaporative. DEQ conducted an on-site final inspection of the lagoon and runoff berm.

Cropland Rotation and Uptake

Crop nutrient uptake and fertilizer recommendations are shown in Table 3. Alfalfa is grown three years followed by three years of corn silage and one year of barley. The alfalfa yields 8 tons per acre. Corn silage yields approximately 35 tons per acre and wheat yields about 135 bushels per acre.

Table 3. Crop Rotation and Nutrient Uptake

Crop	Years	Yield	N lbs/acre	P (uptake) lbs/acre	K lbs/acre
Alfalfa	3	8	50	35	200
Barley	1	135	160	22	200
Corn Silage	3	35	250	61	200

As illustrated in Table 3, crop uptake will allow 44.5 pounds of phosphorus per acre for the above rotation.

MICRO
DEC 17 2003

Table 4 shows the total acres that should be utilized to land apply the solid waste from 10,000 head of calves from 1 day to 4 months old based on an application rate of 1 times crop uptake.

Table 4. Acres Needed for Land Application

Crop Uptake	4000 hd	12000 hd
Solids	263	788

Soil samples should be taken to better regulate the amount of manure that is applied. Depending on soil phosphorous levels application rates can be adjusted. The threshold level for phosphorus is 40 ppm. Regulatory soil samples will be taken by the Idaho Department of Agriculture to insure phosphorous levels are below threshold level.

The soil utilized for land application on this facility and export sites will benefit greatly through waste application to increase the available water holding capacity and soil tilth.

Conclusion

I hope this preliminary nutrient report will help you to plan your waste handling and application procedures. The Department of Agriculture does not require that you own the land that your nutrients are applied on. The Department of Agriculture will require a final nutrient management plan by December 31, 2001.

If I can be of further assistance or answer any questions please call me at 208-736-3075 or 208-731-0564.

Sincerely,

Heather Jensen

Heather Jensen, Livestock Investigator
Idaho State Department of Agriculture

Cc: John Chatburn, Bureau Chief
Matt Thompson, ISDA Engineer

MICROFILMED
DEC 17 2001

Idaho Department Of Agriculture
Animal Industries Division
P.O Box 790, Boise Id 83701-0790
(208)332-8560

Livestock Facility Waste Inspection Report

Facility Name: Millenkamp
Owner: Cattle Bill Millenkamp
Address: 471 N. 300 W.
City/State/zip: Jerome, ID 83338
Phone Number: (208) 324-1232

Date: 5/16/02
Time: 9:00 AM
Number of Animals: 6,000 hd
Permit Amount: 12,000 hd

Inspection Type:
- [x] Routine
- [ ] Follow-up
- [ ] Pre-Qualifying
- [ ] Qualifying
- [ ] Other
- [x] Complaint:

Repeat Non-Compliance: [ ]
Time Frame:
Discharge Violation: [ ]
GPS Coordinates
North: 42° 34.70
West: 114° 34.12

A livestock waste facility inspection was conducted at your facility on this date. Items found to be in non-compliance with State Rules are identified below. Please be aware that repeat non-compliance items found to exist on the next inspection may be cause for regulatory action.

ITEM/DESCRIPTION	Comment	Non-Compliance	Discharge
1. WASTE SYSTEM			
a. Waste Containment Pond	☒	☐	☐
Type: earthen			
Freeboard: empty			
b. Corral Containment	☒	☐	☐
Adequate Berming			
c. Separation System	☐	☐	☐
d. Construction Approved	☐	☐	
e. Adequate Liquid Storage	☐	☐	
f. Waste Facilities Well Maintained	☐	☐	
g. Evidence of Past Discharge	☐	☐	
h. Animals Confined From Waterways	☐	☐	☐
2. NUTRIENT MANAGEMENT			
a. Nutrient Management Plan	☐	☐	
1. Crop Rotation and Yield	☐	☐	
2. Animal Numbers	☐	☐	
3. Barn Water Use	☐	☐	
4. Waste Export	☐	☐	
b. Record Keeping Current	☐	☐	
c. Liquid Application	☐	☐	☐
d. Solid Application	☐	☐	☐

Heather Jensen (208) 731-0564

Remarks:

This facility is currently expanding from 6,000 hd to 12,000 hd. The facility meets ISDA CAFO regulations @ the time of this inspection.

1a. Barn water pond was emptied approx. 1 week prior to this inspection.
1b. Adequate berming and corral containment.

There is no evidence of a discharge to waters of the U.S.

2A. A Nutrient Management Plan will be required by the ISDA by Jan. 1, 2005.

INSPECTOR SIGNATURE: Heather Jensen

PRODUCER SIGNATURE: Bill Millenkamp

MICROFILMED DEC 17 2002

Idaho Department Of Agriculture
Animal Industries Division
P.O. Box 790, Boise Id 83701-0790
(208) 332-8560

Livestock Facility Waste Inspection Report

Facility Name: Millenkamp Heifers
Owner: Bill Millenkamp
Address: 471 North 300 West
City/State/Zip: Jerome, ID 83338
Phone Number: 731-5518

Date: 12/11/02
Time: 12:30 PM
Number of Animals: 4000
Permit Amount: ~~1320~~ 1320 Cons

Inspection Type:
- [x] Routine
- [ ] Follow-up
- [ ] Pre-Qualifying
- [ ] Qualifying
- [ ] Other
- [ ] Complaint:

Repeat Non-Compliance [ ]
Time Frame:
Discharge Violation [ ]
GPS Coordinates
North:
West:

A livestock waste facility inspection was conducted at your facility on this date. Items found to be in non-compliance with State Rules are identified below. Please be aware that repeat non-compliance items found to exist on the next inspection may be cause for regulatory action.

ITEM/DESCRIPTION	Comment	Non-Compliance	Discharge
1. WASTE SYSTEM			
a. Waste Containment Pond	☐	☐	☐
Type: Earthen			
Freeboard:			
b. Corral Containment	☒	☐	☐
Adequate Berming			
c. Separation System	☐	☐	☐
d. Construction Approved	☐	☐	
e. Adequate Liquid Storage	☐	☐	
f. Waste Facilities Well Maintained	☒	☐	
g. Evidence of Past Discharge	☐	☐	
h. Animals Confined From Waterways	☐	☐	☐
2. NUTRIENT MANAGEMENT			
a. Nutrient Management Plan	☒	☐	
1. Crop Rotation and Yield	☐	☐	
2. Animal Numbers	☐	☐	
3. Barn Water Use	☐	☐	
4. Waste Export	☐	☐	
b. Record Keeping Current	☐	☐	
c. Liquid Application	☐	☐	☐
d. Solid Application	☐	☐	☐

Remarks:
1b. The 80 acre site is bermed on the South & West end to prevent runoff.
1f. The berm is well maintained.
1g. There is no evidence of a past discharge.
This facility is in compliance w/ ISDA CAFO regulations.

2A. This facility will need a Nutrient management plan by January 1, 2005.

EXHIBIT 14-2

Heather Jensen 731-0564
736-3075

DEC 17 2002

INSPECTOR SIGNATURE Heather Jensen

PRODUCER SIGNATURE Bill Millenkamp

MICRO
DEC 17 2003

Idaho Department Of Agriculture
Animal Industries Division
P.O. Box 790, Boise Id 83701-0790
(208) 332-8560

Livestock Facility Waste Inspection Report

Facility Name: Millenkamp Heifers (East-OLD Pens)
Owner: Bill Millenkamp
Address: 471 N. 300 W.
City/State/Zip: Jerome, ID
Phone Number:

Date: 12/23/02
Time: 10:00 AM
Number of Animals: 150 hd
Permit Amount:

Inspection Type:
- [x] Routine
- [ ] Follow-up
- [ ] Pre-Qualifying
- [ ] Qualifying
- [ ] Other
- [ ] Complaint:

Repeat Non-Compliance [ ]
Time Frame:
Discharge Violation [ ]
GPS Coordinates
North: 42° 47.58
West: 114° 34.67

A livestock waste facility inspection was conducted at your facility on this date. Items found to be in non-compliance with State Rules are identified below. Please be aware that repeat non-compliance items found to exist on the next inspection may be cause for regulatory action.

ITEM/DESCRIPTION	Comment	Non-Compliance	Discharge
1. WASTE SYSTEM			
a. Waste Containment Pond	☐	☐	☐
Type:			
Freeboard:			
b. Corral Containment	☒	☐	☐
Adequate Berming			
c. Separation System	☐	☐	☐
d. Construction Approved	☐	☐	
e. Adequate Liquid Storage	☐	☐	
f. Waste Facilities Well Maintained	☐	☐	
g. Evidence of Past Discharge	☒	☐	
h. Animals Confined From Waterways	☐	☐	☐
2. NUTRIENT MANAGEMENT			
a. Nutrient Management Plan	☐	☐	
1. Crop Rotation and Yield	☐	☐	
2. Animal Numbers	☐	☐	
3. Barn Water Use	☐	☐	
4. Waste Export	☐	☐	
b. Record Keeping Current	☐	☐	
c. Liquid Application	☐	☐	☐
d. Solid Application	☐	☐	☐

Remarks:

1b. All runoff is contained inside the pen.

1g. There is no evidence of a past discharge to waters of the U.S.

This facility is in compliance w/ ISDA CAFO regulations @ the time of this inspection

Heather Jensen 736-3075
731-0564

MICROFILMED
DEC 17 2003

INSPECTOR SIGNATURE: Heather Jensen

PRODUCER SIGNATURE:

STATE OF IDAHO

DIRK KEMPTHORNE
Governor
PATRICK A. TAKASUGI
Director

DEPARTMENT OF AGRICULTURE
DIVISION OF ANIMAL INDUSTRIES

2270 Old Penitentiary Road
P.O. Box 7249 Boise, Idaho 83712
Ph: 208-332-8540 Fax: 208-334-4062

Heather Jensen, Livestock Investigator
Idaho Department of Agriculture
629 C Washington St. North
Twin Falls, ID 83301

December 11, 2002

Millenkamp Heifers
Bill Millenkamp
471 North 300 West
Jerome, ID 83338

Dear Bill:

This letter is in response to your request for a sizing on the 528,000 sq. ft. expansion area located directly west of your existing calf hutches at 471 North 300 West, Jerome, ID. IDAPA 02.04.15-Beef Cattle Feeding Operations requires the minimum containment volume to account for the 25-yr., 24-hour storm event and the 1 in 5 year winter. To meet IDAPA 02.04.15 containment requirements the 528,000 sq. ft. expansion area must provide containment for 87,284 Cu. Ft. of runoff. Containment can be achieved by the construction of a pond, berm, or combination of both.

If you have any questions please contact Matt Thompson at 736-3042 or myself at 736-3075.

Sincerely:

Heather Jensen
Livestock Investigator

cc John Chatburn, Idaho Department of Agriculture, Deputy Administrator-Division of Animal Industries
Matt Thompson, PE, Idaho Department of Agriculture, Engineering Services
Art Brown, Jerome Planning and Zoning Administrator
File

ee IDAPA 02.04.15-Beef Cattle Feeding Operations

Department of Water Resources
APPLICANT'S
Exhibit 12
Date Admitted 3/11/03

MICROFILMED
DEC 17 2002

EXHIBIT
tabbies 12

Facility Name: Millenkamp Heifers
Owner: Bill Millenkamp
Address: 471 N 300 W
City/State/zip: Jerome, ID 83338
Phone Number:
Site: South and West Berm

CONSTRUCTION INSPECTION REPORT

Idaho State Department of Agriculture
Animal Industries Division
PO Box 790, Boise Id 83701-0790
(208) 332-8560 334-4062(Fax)

Facility meets the following siting requirements:

1.	100' or more from a stream or drain?	(Y)	N	N/A
2.	100' from a private domestic well?	(Y)	N	N/A
3.	1000' from a public well?	(Y)	N	N/A
4.	100' from any residence?	(Y)	N	N/A

DATE: Dec 23, 2002 TIME: 10:00a.m.
CONTRACTOR: Jack Johnson PHONE:
INSPECTION TYPE: ☐ DURING CONSTRUCTION ☒ FINAL

Earthen Storage Pond

Top soil & vegetation cleared from site? Y N N/A
Excavation Equipment used: _____
Core trench installed? Y N N/A
Rock encountered during excavation: None Bedrock "Floaters" Gravel
Soil consistent with analysis? Y N N/A
How deep was excavation from ground surface? _____'
2' separation from water table? Y N N/A
1'+ soil cap over rock? Y N N/A
If soil liner used, minimum thickness is: _____"
Embankment Lift Thickness: _____"
Compaction Equipment: _____ Passes/Lift: ____
Approximate moisture content of soil during placing:

Concrete Storage Pond

Topsoil & vegetation cleared from site? Y N N/A
Free draining base under slab? Y N
Slab thickness: _____ Reinforcement: Fiber WWF None
Water stop installed: PVC/Rubber Betonite Tortuous Path
Wall Height _____' Wall Thickness _____" with # ___ rebar @ ___" OC
Wall backfilled with free draining material? Y N N/A
Contraction joints installed? Y N Spacing: ____'x____'

Synthetic Liner Storage Pond

Liner specs & plans approved by: ISDA NRCS Not Approved
Sand or other bedding material placed under line?r Y N
Liner is: _____one piece _____seamed by factory personnel
Liner is: _____ UV protected _____ Capped with _____' of soil

Earthen Berming

Runoff Diversion Berms/Ditches in place? Y N
Runoff Containment Berms in place? (Y) N
Berm Construction is adequate? (Y) N
Berm height 2 ft.

Inside Pond Dimensions

Top Length _____' x Top Width _____' x Depth _____'
Bottom Length _____' x Bottom Width _____'
Inside Slope ____:1 Outside Slope ____:1 Berm Width _____'

Comments

This inspection does not constitute county approval of this facility. Consult your county planning department regarding additional county requirements.

1) Berm contains runoff from calf facility. Graded to the south and west where berm is located.
2) Berm varies from 0-3' in height depending on topography. Has 8' wide road on top of berm. Slope is 2:1.
3) Berm meets ISDA requirements at time of inspection.

Soil Analysis Completed by: (NRCS) Lab _____ N/A
Limiting Soil Depth: _____' by Rock? Water? Soil?
Liner Required? Y (N)
Clay content of soil or soil liner: See file %
Maximum Excavation Depth Allowed: _____'
Has facility been properly sized? (Y) N
by: NRCS (ISDA) U OF I OTHER _____

Soil Sample Results:

Description	Clay (L/F)	Penetrometer
All spots		2300

Dept of Water Resources
APPLICANT'S
Exhibit 13
Date Admitted 3/11/03

Construction:

☒ Approved
☐ Not Approved - Action Required (see comments)

RECEIVED DEC 27 2002

Inspector Signature: _____
Contractor Signature _____
Producer Signature _____

EXHIBIT 13

White/Producer Yellow/Bureau Pink/Engineering Services Goldenrod/Inspector

County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome , ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

NOTICE OF DECISION

Having reviewed the Application of Bill Millenkamp, 471 North 300 West, Jerome, Idaho, for a Confined Livestock Feedlot Operation expanding current property lines for 12,000 baby calves from 0-4 months or 4,800 animal units, there will be no expansion of animal units, on 400 acres of property, published 12/26/2002, at the location more commonly known as approximately 471 North 300 West, Jerome, Idaho, I find that the Applicant meets all requirements of Chapter 13 of the Jerome County Zoning Ordinance. The CAFO Siting Team has reviewed the site and found it to be low risk, the applicant has an approved water right and the waste management system has been approved by the Department of Agriculture. He is approved on the condition that he put his horse confinement area into pasture as shown on his application.

Unless an Appeal is filed by qualified parties within 10 days of the publication of this Notice, a LCO Permit will be issued.

Art Brown
Planning & Zoning Administrator

Department of Water Resources
APPLICANT'S
Exhibit 14
Date Admitted 3/11/03
MICRO

EXHIBIT
14

Livestock Confinement Operations

Water Requirements and Consumptive Use Worksheet

Copyright 1998 by Brockway Engineering, PLLC
The information, data, or computational procedures herein may not be duplicated without the express written consent of Brockway Engineering.

COMPLETE BLUE HIGHLIGHTED SECTIONS ONLY

Prepared for: Millenkamp Cattle
Calf Ranch 471 N 300W Jerome, ID

Revision: 9801
Run Date: 1/29/03

Remarks: Calf rearaing facility-total of 13000 calfs 0-6mo

Herd Information - User Input

Number of milking cows	0	Breed:	Large
Number of dry cows	0		
Number of other adult dry animals	0		

Calves at age:		Heifers at age:	
1 month	2167	5 months	0
2 months	2167	15 - 18 months	0
3 months	2167	18 - 24 months	0
4-6 months	6500		
Total	13000		

ANIMAL INFORMATION
Use defaults or enter values if known

Average body weight	1400 lbs	Nearest weather station	Jerome
Milk fat percentage	3.5 %	Number of milkings/day	2
Average days dry	60		
Annual milk yield per animal	21000 lbs/year	Check: Total herd size based on days dry	0
Percent dry matter in ration	90 %	#DIV/0!	

Department of Water Resources
APPLICANT'S
Exhibit 15
Date Admitted 3/11/03

Lagoon Information - User Input

Lagoon Number	Top width	Top length	SS (h:v)	Max depth	Average depth factor	% days with water	Top Area	Bottom Area	Average Area
1	0	0	0	0	0	0	0	0	0
2	0	0	0	0	0	0	0	0	0
3	0	0	0	0	0	0	0	0	0
4	0	0	0	0	0	0	0	0	0
5	0	0	0	0	0	0	0	0	0
6	0	0	0	0	0	0	0	0	0
7	0	0	0	0	0	0	0	0	0
8	0	0	0	0	0	0	0	0	0
9	0	0	0	0	0	0	0	0	0
10	0	0	0	0	0	0	0	0	0
						TOTAL ACRES	0.00	0.00	0.00

MICRO. DEC 10 2003

EXHIBIT 15

Facility Information - User Input

	Holding Pen 1	Holding Pen 2	
Holding pen active	0	0	(0 = not used or nonexistent)
Number of sprinklers in pen	140	0	
Average line pressure	40	60	psi
Sprinkler nozzle size - primary	5/32	5/32	inches
Sprinkler nozzle size - secondary	3/32	0	(enter 0 for single-nozzle sprinklers)
Daily operation time of sprinklers	24	0	minutes
Percent of days per year cows are washed	100	0	%

Number of free stalls	0	
Length of each free stall	1000	feet
Width of each free stall	50	feet

Is the feeding area flushed to lagoon?	No
Is this housing area flushed to lagoon?	No

	Barn	Feeding	Housing
Flushing recycle rate	0	0	0

CLEANING / FLUSHING VOLUMES
Use defaults or enter manufacturer volumes

Cleaning parlor floor	0 gal	Cleaning pipeline	0 gal
Cleaning milkroom	0 gal	Cleaning equipment	0 gal
Cleaning bulk tank	0 gal		
Additional flush of holding pen (opt.)	0 gal		

Land Application Information - User Input

Type of system	Center Pivot
Predominant cropping	Alfalfa

Percent of waste water which goes to meet crop irrigation requirement	90 %

MICRO
DEC

Stockwater Component

Drinking Water Calculation for Lactating Cows

4% fat-corrected milk yield	19425 lbs/year
Daily average FCM yield	63.69 lbs/day
Daily average milk yield	68.85 lbs/day
Estimated DMI	46.95 lbs/day

METHOD 1: Kertz

Estimated total water intake (TWI)	277.1 lbs/day or
	33.2 gal/day
As-fed feed daily intake	52.2 as-fed lb/day
Water content of feed	5.22 lb/day in feed
Drinking water intake	271.9 lb/day or
	32.6 gal/day
Drinking water requirement for lactating cows	0 gal/day
	0.0 ac-ft/year

METHOD 2: Holter and Urban Regression equation with DMI, milk production, and dry matter %

Drinking water intake	99.5 liters/day
	26.3 gal/day
	0 gal/day
	0.0 ac-ft/year

Maximum drinking water requirement 0.0 ac-ft/year

Drinking Water Calculation for Dry Cows

Estimated DMI	26.6 lbs/day
Average drinking water intake	13 gal/day
Average drinking water requirement	0 gal/day
	0.0 ac-ft/year

Drinking Water Calculation for Replacement Herd (Calves and Heifers)

Age	GPD	Ac-Ft/year
1 mo	3575	4.00
2 mo	4225	4.73
3 mo	5308	5.95
4 mo	21125	23.66
5 mo	0	0.00
15-18 mo	0	0.00
18-24 mo	0	0.00
Drinking water requirement for replacement herd	34233 gpd	38.35 ac-ft/year

TOTAL STOCKWATER COMPONENT 38.3 AC-FT/YEAR

MICRO
DEC 17 2003

Commercial Component

Milking Parlor Water Usage Calculation

*Volume needed **per milking** in each parlor for:*

Cleaning parlor floor	0 gal	Cleaning pipeline	0 gal
Cleaning milkroom	0 gal	Cleaning equipment	0 gal
Cleaning bulk tank	0 gal	Cleaning cows	0 gal

Total milking parlor volume	0 gal/day
Second milking parlor volume	0 gal/day
Recycled water	0 gal/day
	0.00 ac-ft/year

Holding Pen Water Usage Calculation

	Pen 1	Pen 2	
Output of primary nozzle	4.49	5.5	gpm
Output of secondary nozzle	1.61	0	gpm
Holding pen flushing volume	0	0	gal
Additional flush volume	0	0	gal
Sprinkler volume	0	0	gal/day
Total holding pen volume	0	0	gal/day
Recycled water	0	0	gal/day

0.00 ac-ft/year

Other Flushing Water Calculation

Daily volume needed for:

Feeding area flushing	0 gal/day
Housing area flushing	0 gal/day
Total other flushing volume	0 gal/day
Recycled water	0
	0.00 ac-ft/year

TOTAL COMMERCIAL COMPONENT 0.0 AC-FT/YEAR

MICRO
DEC 17 2003

Consumptive Use Calculation

A. Lagoon Evaporation

Annual reference ET (Allen & Brockway , 1983)	4.51	feet	
Annual open water coeff (Kohler Nordenson Fox)	0.90		
Annual open water (lagoon) evaporation	4.06	feet	
Manual override: Input annual lagoon evap		feet	
Total lagoon water surface area at full	0	sq. ft.	
Total lagoon bottom area	0	sq. ft.	
Average surface area when water is present	0	sq. ft. =	0.00 ac
Total lagoon evaporation	0.00	ac-ft/year	

B. Animal usage: milk, metabolism, and excretion loss

	Milking	Dry		
Waste excretion volume per cow	1.3	1.3	ft^3/day/1000lb	
Water content	87.5	88.4	%	
Total water volume in excrement	0	0	gal/day	
Percent of excrement flushed to lagoons	15	% (based on areas which are flushed)		
Consumptive use (evap.) of water in excrement	85	%		
Consumptive use (evap.) volume	0	gal/day		
Excrement c.u. attributable to drinking water	0	gal/day		
Total milk production - assume 100% leaves site	0	lbs/day or	0 gal/day	
Water content of milk	0	gal/day		
Water content attributable to drinking water	0	gal/day		
Water use for animal metabolism	0	gal/day		
Metabolism water attributable to drinking water	0	gal/day		
Consumptive use - replacement herd (100%)	34233	gal/day		
Total animal consumptive use from drinking water	34233	gal/day or	38.3 ac-ft/year	
Percent of drinking water intake	#DIV/0!	%		

C. Parlor/holding pen cleanup

Average sprinkler washing system evap loss	2	%	
Free stall total area	0	sq. ft. =	0.00 acres
Length of time free stall concrete is wet	1	hr/day	
Average evaporation from wet concrete	0.15	in./day	
Sprinkler system loss volume	0.00	ac-ft/year	
Free stall evaporation volume	0.00	ac-ft/year	
Total cleanup loss	0.00	ac-ft/year	

D. Land application site

Crop evapotranspiration	3.29	ac-ft/ac/year
Irrigation diversion volume	4.11	ac-ft/ac/year
System efficiency	80	%
Waste water volume to lagoons	0.0	ac-ft/year
Waste water volume available for land application	0.0	ac-ft/year

MICAC
DEC 17 2003

Total crop consumptive use of waste water	0.0 ac-ft/year

Summary

Drinking Water

Milking herd	0.0
Non-milking herd (dry cows)	0.0
Replacement herd (calves and heifers)	38.3
Total drinking water volume	38.3 ac-ft/year

Commercial

Milking parlor	0.00
Holding pen and cleanup	0.0
Other flushing water	0.00
Total commercial volume	0.0 ac-ft/year
TOTAL DIVERSION VOLUME REQUIREMENT	38.3 AC-FT/YR
AVERAGE ANNUAL DIVERSION RATE	23.7 GPM

Consumptive Use

Lagoon evaporation	0.00
Animal milk, excretion, & metabolism	38.3
Parlor and holding pen cleanup	0.00
Crop consumptive use on land application	0.0
Total consumptive use	38.3 ac-ft/year
Percent of diversion volume consumed	100.0 %
Annual crop consumptive use - IDWR allowable	3.0 afa
Equivalent irrigated acres	12.8 acres
Diversion volume to acres conversion factor	3.00 ac-ft/ac

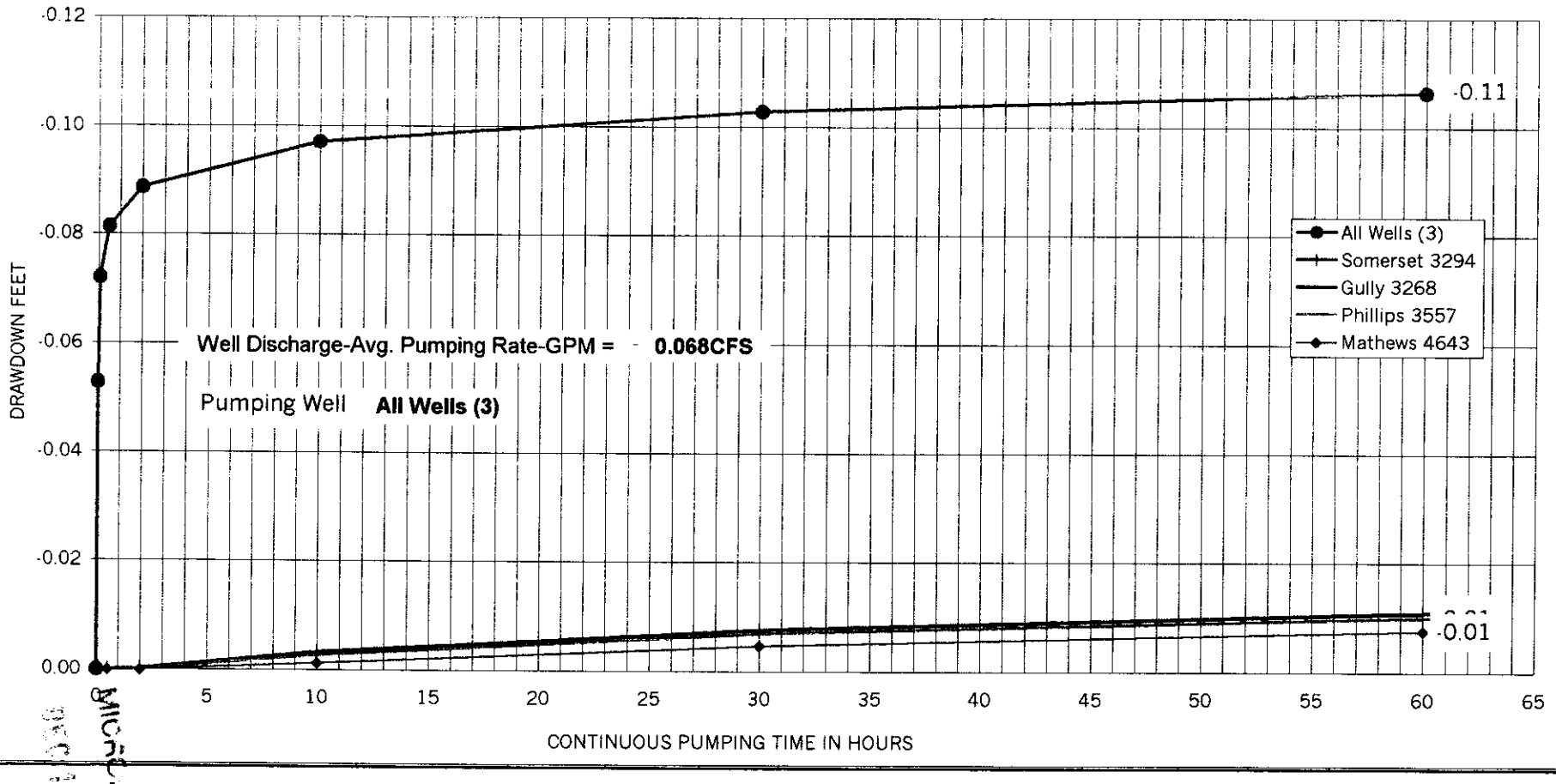
Well Interference Analysis				Millenkamp Cattle Calf Ranch													
Brockway Engr, PLLC							Pumping Rate=			0.068 cfs equals average annual discharge (3)wells							
C.E. BROCKWAY January 29, 2003							Pumping Well			All Wells (3)							
							Water Right 36-4157F Millenkamp Cattle										
	AQUIFER PROPERTIES BASED ON USBR GROUNDWATER MANUAL-Basalt									Annual Volume	49.2	af					
										Avg Discharge	0.068	cfs					
	HOLE DIA.		8	IN.													
USING THEIS FORMULA S=114.6*Q/T*W(U)																	
Q= PUMPING RATE GPM																	
T= COEFFICIENT OF TRANSMISSIBILITY GPD/FT																	
W(U)= WELL FUNCTION OF 'U'																	
W(U)=-.5772-LOGeU +U-U^2/(2*2!)+U^3/(3*3!)-U^4/(4*4!)																	
U=1.87*r^2*S/(T*t)																	
r=DISTANCE IN FT. FROM CENTER OF PUMPED WELL TO DRAWDOWN POINT																	
S=COEFFICIENT OF STORAGE																	
T=COEFFICIENT OF TRANSMISSIBILITY, GPD/FT																	
t= TIME SINCE PUMPING STARTED, DAYS																	
INPUT																	
r1=	0.333	FT	All Wells (3)	K=			200.00	FT/DAY									
r2=	3294	FT	Somerset 3294	K=			0.002315	CFS/FT^2									
r3=	3268	FT	Gully 3268	K=			1.49E+03	PD/FT^2									
r4=	3557	FT	Phillips 3557	SAT. DEPTH EST.=			450	FT									
r5=	4643	FT	Mathews 4643	TRANSMISSIVITY=			671400	GPD/FT									
S=	0.15			TRANSMISSIVITY			1.04E+00	FT^2/SEC									
T=	671400	GPD/FT		TRANSMISSIVITY=			89759.4	FT^2/DAY									
Q/WELL	30.6	GPM =	0.068CFS														
TIME	TIME	U	WELL	DRAW	SPEC.	U	WELL	DRAW	U	WELL	DRAW	U	WELL	DRAW	U	WELL	DRAW
	t	w/r1	FUNCT.	DOWN	CAP	W/r2	FUNCT.	DOWN @	W/r3	FUNCT.	DOWN @	W/r4	FUNCT.	DOWN @	W/r4	FUNCT.	DOWN @
HOURS	DAYS	0.33333333	W(U)1	@WELL	GPM/FT	3294	W(U)2	3294	3268	W(U)3	3268	3557	W(U)4	3557	4643	W(U)5	4643
0.05	0.00	2.228E-05	10.1346	0.05	578	2.176E+03	0.0000	0.00	2.142E+03	0.0000	0.00	2.537E+03	0.0000	0.00	4.323E+03	0.0000	0.00
2.00	0.08	5.570E-07	13.8234	0.07	424	5.440E+01	0.0000	0.00	5.354E+01	0.0000	0.00	6.343E+01	0.0000	0.00	1.081E+02	0.0000	0.00
12.00	0.50	9.284E-08	15.6152	0.08	375	9.066E+00	0.0000	0.00	8.924E+00	0.0000	0.00	1.057E+01	0.0000	0.00	1.801E+01	0.0000	0.00
48.00	2.00	2.321E-08	17.0015	0.09	345	2.267E+00	0.0340	0.00	2.231E+00	0.0357	0.00	2.643E+00	0.0206	0.00	4.503E+00	0.0000	0.00
240.00	10.00	4.642E-09	18.6109	0.10	315	4.533E-01	0.6207	0.00	4.462E-01	0.6308	0.00	5.286E-01	0.5265	0.00	9.006E-01	0.2599	0.00
720.00	30.00	1.547E-09	19.7095	0.10	297	1.511E-01	1.4582	0.01	1.487E-01	1.4718	0.01	1.762E-01	1.3277	0.01	3.002E-01	0.9052	0.00
#######	60.00	7.737E-10	20.4027	0.11	287	7.555E-02	2.0799	0.01	7.436E-02	2.0946	0.01	8.810E-02	1.9383	0.01	1.501E-01	1.4639	0.01

Department of Water Resources
APPLICANT'S
Exhibit 16
Date Admitted 3/11/03

EXHIBIT
tabbies 16

HOURS	DAYS	@WELL	3294	3268	3557	4643	DISTANCE FEET
0.0	0.00	0	0	0	0	0	
0.1	0.00	-0.05	0.00	0.00	0.00	0.00	
2.0	0.08	-0.07	0.00	0.00	0.00	0.00	
12.0	0.50	-0.08	0.00	0.00	0.00	0.00	
48.0	2.00	-0.09	0.00	0.00	0.00	0.00	
240.0	10.00	-0.10	0.00	0.00	0.00	0.00	
720.0	30.00	-0.10	-0.01	-0.01	-0.01	0.00	
1440.0	60.00	-0.11	-0.01	-0.01	-0.01	-0.01	

ESTIMATED DRAWDOWN FROM ALL WELLS (3)
MILLENKAMP CATTLE
Annual Avg. Pumping Rate



RECEIVED
DEC 17 2003

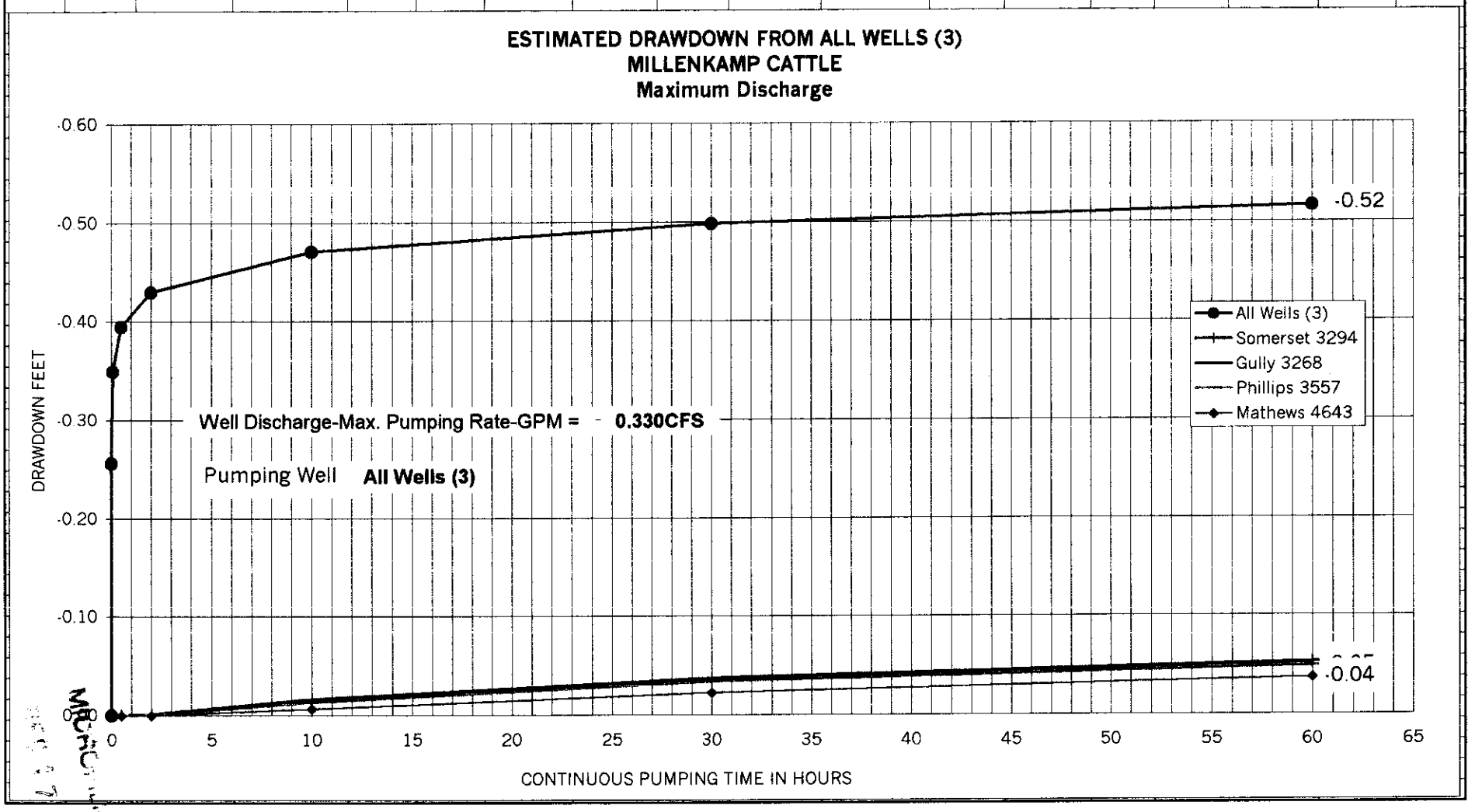
Interference(3wells)avg

Well Interference Analysis				Millenkamp Cattle Calf Ranch													
Brockway Engr, PLLC							Pumping Rate=			0.33 cfs	equals maximum discharge of combined wells (3)						
C.E. BROCKWAY January 29, 2003							Pumping Well			All Wells (3)							
							Water Right 36-4157F Millenkamp Cattle										
	AQUIFER PROPERTIES BASED ON USBR GROUNDWATER MANUAL-Basalt																
	HOLE DIA.		8	IN.													
USING THEIS FORMULA S=114.6*Q/T*W(U)																	
Q= PUMPING RATE GPM																	
T= COEFFICIENT OF TRANSMISSIBILITY GPD/FT																	
W(U)= WELL FUNCTION OF 'U'																	
W(U)=-.5772-LOGeU +U-U^2/(2*2!)+U^3/(3*3!)-U^4/(4*4!)																	
U=1.87*r^2*S/(T*t)																	
r=DISTANCE IN FT. FROM CENTER OF PUMPED WELL TO DRAWDOWN POINT																	
S=COEFFICIENT OF STORAGE																	
T=COEFFICIENT OF TRANSMISSIBILITY, GPD/FT																	
t= TIME SINCE PUMPING STARTED, DAYS																	
INPUT																	
r1=	0.333	FT	All Wells (3)	K=			200.00	FT/DAY									
r2=	3294	FT	Somerset 3294	K=			0.002315	CFS/FT^2									
r3=	3268	FT	Gully 3268	K=			1.49E+03	PD/FT^2									
r4=	3557	FT	Phillips 3557	SAT. DEPTH EST.=			450	FT									
r5=	4643	FT	Mathews 4643	TRANSMISSIVITY=			671400	GPD/FT									
S=	0.15			TRANSMISSIVITY			1.04E+00	FT^2/SEC									
T=	671400	GPD/FT		TRANSMISSIVITY=			89759.4	FT^2/DAY									
Q/WELL	148	GPM =	0.330CFS														
TIME	TIME	U	WELL	DRAW	SPEC.	U	WELL	DRAW	U	WELL	DRAW	U	WELL	DRAW	U	WELL	DRAW
	t	w/r1	FUNCT.	DOWN	CAP	W/r2	FUNCT.	DOWN @	W/r3	FUNCT.	DOWN @	W/r4	FUNCT.	DOWN @	W/r4	FUNCT.	DOWN @
HOURS	DAYS	0.33333333	W(U)1	@WELL	GPM/FT	3294	W(U)2	3294	3268	W(U)3	3268	3557	W(U)4	3557	4643	W(U)5	4643
0.05	0.00	2.228E-05	10.1346	0.26	578	2.176E+03	0.0000	0.00	2.142E+03	0.0000	0.00	2.537E+03	0.0000	0.00	4.323E+03	0.0000	0.00
2.00	0.08	5.570E-07	13.8234	0.35	424	5.440E+01	0.0000	0.00	5.354E+01	0.0000	0.00	6.343E+01	0.0000	0.00	1.081E+02	0.0000	0.00
12.00	0.50	9.284E-08	15.6152	0.39	375	9.066E+00	0.0000	0.00	8.924E+00	0.0000	0.00	1.057E+01	0.0000	0.00	1.801E+01	0.0000	0.00
48.00	2.00	2.321E-08	17.0015	0.43	345	2.267E+00	0.0340	0.00	2.231E+00	0.0357	0.00	2.643E+00	0.0206	0.00	4.503E+00	0.0000	0.00
240.00	10.00	4.642E-09	18.6109	0.47	315	4.533E-01	0.6207	0.02	4.462E-01	0.6308	0.02	5.286E-01	0.5265	0.01	9.006E-01	0.2599	0.01
720.00	30.00	1.547E-09	19.7095	0.50	297	1.511E-01	1.4582	0.04	1.487E-01	1.4718	0.04	1.762E-01	1.3277	0.03	3.002E-01	0.9052	0.02
######	60.00	7.737E-10	20.4027	0.52	287	7.555E-02	2.0799	0.05	7.436E-02	2.0946	0.05	8.810E-02	1.9383	0.05	1.501E-01	1.4639	0.04

Department of Water Resources
APPLICANT'S
Exhibit 17
Date Admitted 3/11/03

EXHIBIT
tabbies 17

HOURS	DAYS	@WELL	3294	3268	3557	4643	DISTANCE FEET
0.0	0.00	0	0	0	0	0	
0.1	0.00	-0.26	0.00	0.00	0.00	0.00	
2.0	0.08	-0.35	0.00	0.00	0.00	0.00	
12.0	0.50	-0.39	0.00	0.00	0.00	0.00	
48.0	2.00	-0.43	0.00	0.00	0.00	0.00	
240.0	10.00	-0.47	-0.02	-0.02	-0.01	-0.01	
720.0	30.00	-0.50	-0.04	-0.04	-0.03	-0.02	
1440.0	60.00	-0.52	-0.05	-0.05	-0.05	-0.04	



Interference(3wells)max

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

SOLD TO: Millenkamps Cattle Co.

CUSTOMER ORDER NO.

DATE SHIPPED

VIA: Curt

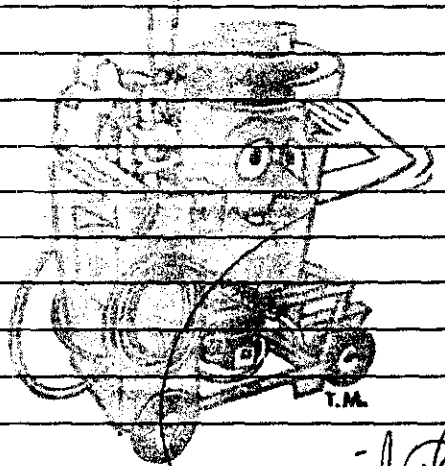
INVOICE DATE: 1/2/02

TERMS: net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT.

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
2	2		52655 Breakthrough	320.00	640.00	10%	576.00



B 88223
INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21%. TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLER'S NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY

Department of Water Resources
APPLICANT'S
Exhibit 18
Date Admitted 3/11/03

EXHIBIT
tabber 18

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

mVh MAGIC VALLEY HYDRAULICS DIVISION OF THE STEAM STORE

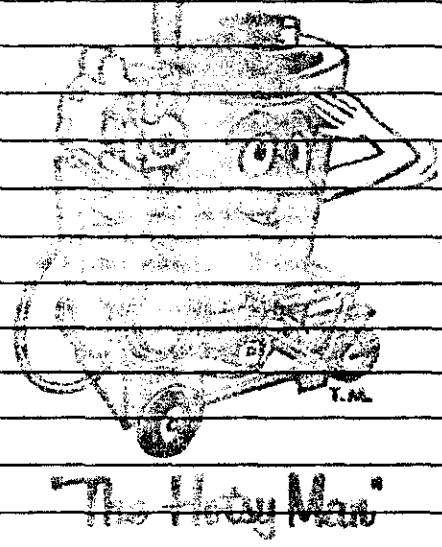
CUSTOMER ORDER NO.	
DATE SHIPPED	
VIA	Curt
INVOICE DATE	2/18/02
TERMS:	net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

SOLD TO Millenkamp Cattle Co.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT.

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
2	2		52655 Breakthrough	320.00	640.00	10%	576.00



B 89339

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY JOKE

MICRO
DEC 17 2002

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

CUSTOMER ORDER NO.	
DATE SHIPPED	
VIA	Curt
INVOICE DATE	1/17/02
TERMS:	Charge

SHIP TO SAME UNLESS OTHERWISE NOTED.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT.

SOLD TO Millenkamp Cattle Co

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
2	2		52655 Breakthrough	320.00	640.00	10%	576.00

B 88516

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY

MICRO
DEC 17 2003

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL
FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

CUSTOMER ORDER NO.

DATE SHIPPED

VIA Curtis

INVOICE DATE 1/30/02

TERMS: Net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☒

SOLD TO Millenkamp Cattle Co.

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
3	3		52655 Breakthroughs	320.00	960.00	10%	864.00
			Susi Millenkamp				

B 88687
INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A **FINANCE CHARGE** OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS THIS IS AN A.P.R. OF **21%** TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. **MINIMUM MONTHLY BILLING $10.00.**

TERMS: NET 30

RECEIVED BY_____

MICRO
DEC 17 2002

eam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

CUSTOMER ORDER NO.

DATE SHIPPED

VIA Curt

INVOICE DATE 3/19/02

TERMS: net 30 days

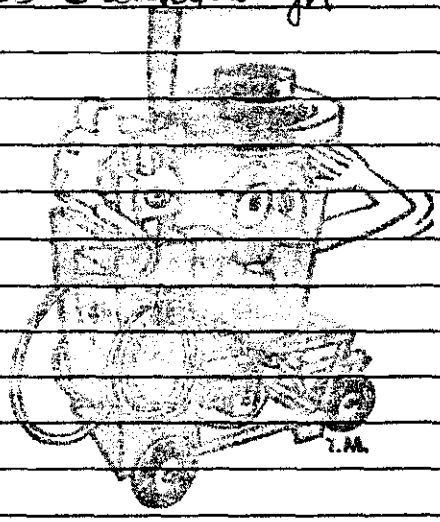
SHIP TO SAME UNLESS OTHERWISE NOTED.

SOLD TO Millenkamp Cattle Co.

3/20 RIV

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☒

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
3	3		52655 Breakthrough	320.00	960.00	10%	864.00



B 90140

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY

MICRO

DEC 17 2003

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

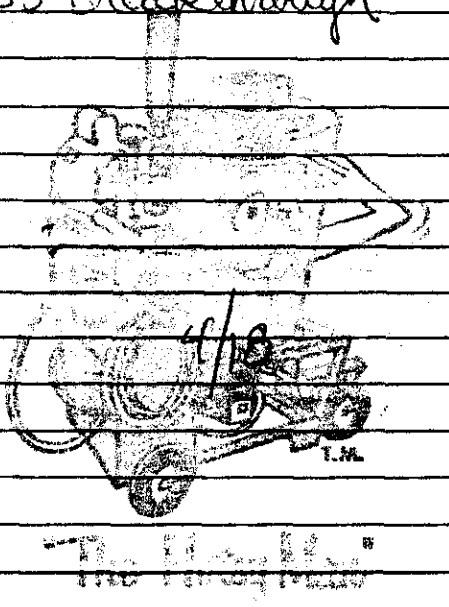
CUSTOMER ORDER NO.	
DATE SHIPPED	
VIA	Curt
INVOICE DATE	4/18/02
TERMS:	net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

SOLD TO Millenkamp Cattle Co.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☒

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
3	3		52655 Breakthrough	320.00	960.00	10%	864.00



B 91167
INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY phone order

MICROFILMED
NOV 17 2003

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

CUSTOMER ORDER NO.	
DATE SHIPPED	
VIA	[illegible] / CD
INVOICE DATE	5-9-02
TERMS:	Cash

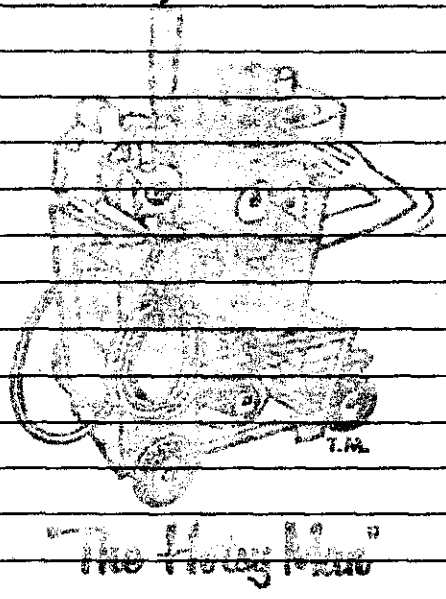
SOLD TO Wilkinson's

9/12 V 5/10

SHIP TO SAME UNLESS OTHERWISE NOTED.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☒

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
135	125		Jet Brakthrough	6.22 ea		10%	700.40



B 91365

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY_____

MICRO
DEC 17 2003

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

CUSTOMER ORDER NO.

DATE SHIPPED

VIA Curt

INVOICE DATE 6/3/02

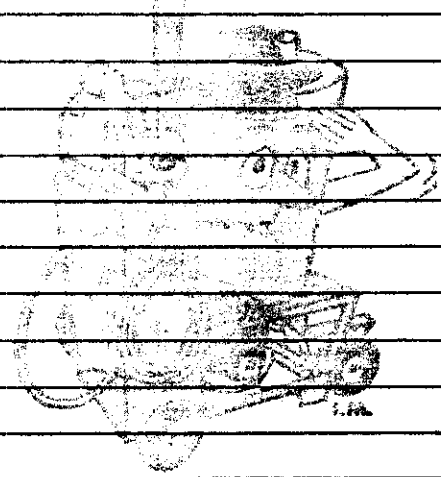
TERMS: net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

SOLD TO Millenkamp Cattle Co.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. X

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
40	gallons		Breakthrough	5.82	814.55	10%	733.09



B 91973

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21%. TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY phone order

MICHAEL

DEC

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

CUSTOMER ORDER NO.

DATE SHIPPED

VIA Curt

INVOICE DATE 7/23/02

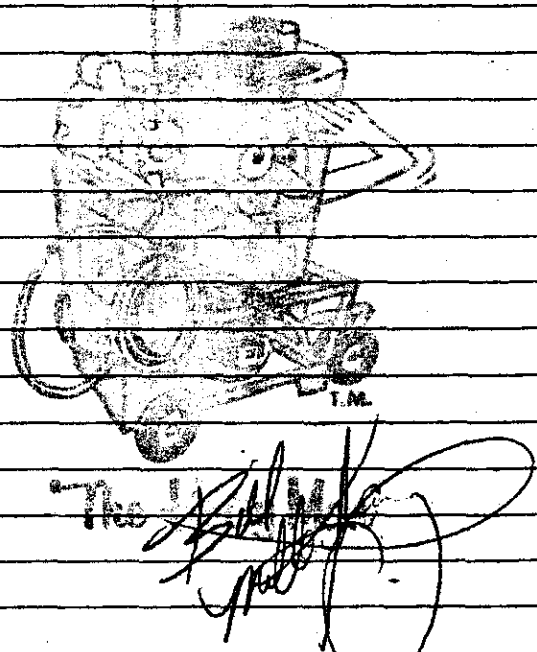
TERMS: net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☒

SOLD TO Millenkamp Cattle Co.

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
2	2		52655 Breakthrough	320.00	640.00	10%	576.00



B 91939

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY_____

MICRO
DEC 17 2003

Steam Store of Magic Valley, Inc.
Magic Valley Hydraulics
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE 94759

Date
8/15/02

Bill to:
MILLENKAMP CATTLE
471N 300 W

JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	HT-052655	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00

Phone Order
SIGNATURE

Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
Total	$576.00
Payment Rece.	$0.00

MICRO... DEC 17 2002

CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A NICE CHARGE OF 1.78% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL

91981

6.00

Steam Store of Magic Valley, Inc.

Magic Valley Hydraulics

1982 FLORAL AVE.
TWIN FALLS, ID 83301
(208)734-3694 (208)734-3706
(800) 338-4113

"The Hotsy Man"

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

HOTSY CLEANING EQUIPMENT, SHENANDOAH WASTE OIL FURNACES & HYDRAULIC EQUIPMENT SALES & SERVICE

CUSTOMER ORDER NO.

DATE SHIPPED

VIA Curt

INVOICE DATE 9/6/02

TERMS: Net 30 days

SHIP TO SAME UNLESS OTHERWISE NOTED.

SOLD TO Millenkamp Cattle Co.

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT. ☑

QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	DESCRIPTION	PRICE	EXTENSION	% DISC.	NET AMOUNT
2	2		52655 Breakthrough	320.@	640.00	10%	576.00

Sign Millenkamp

B 91981

INVOICE NO.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS AN A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE PURCHASER AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A REASONABLE ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER TO PLACE THE ACCOUNT FOR COLLECTION. MINIMUM MONTHLY BILLING $10.00.

TERMS: NET 30

RECEIVED BY_____

MICRO

DEC 1 7 2003

ore of Magic Valley, Inc.
gic Valley Hydraulics
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE 96532

Date
10/21/02

Bill to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	HT-052655	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00

Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
Total	$576.00

SIGNATURE

CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A ANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS I A.P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL

eam Store of Magic Valley, Inc.
Magic Valley Hydraulics
STE
MA
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE 96071

Date
10/2/02

Bill to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	HT-052655	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00



MICRO
DEC 17 2003

one order 675.
SIGNATURE

Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
Total	

ETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A F 1.76% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS LE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION HALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE S TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL

Steam Store of Magic Valley, Inc.
Magic Valley Hydraulics
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

"The Hosing Man"

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE # 97104

Date
11/13/02

Bill to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	HT-052655	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00

Sue Millenkamp

MICROFILMED
NOV 17 2003

Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
	$576.00

SIGNATURE

CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A ...ANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS ... TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, ... I CERTIFY THAT ALL

of Magic Valley, Inc.
Valley Hydraulics
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE 57477

Date
12/2/02

Page 1

Bill to:
MILLENKAMP CATTLE
471 N 300 W

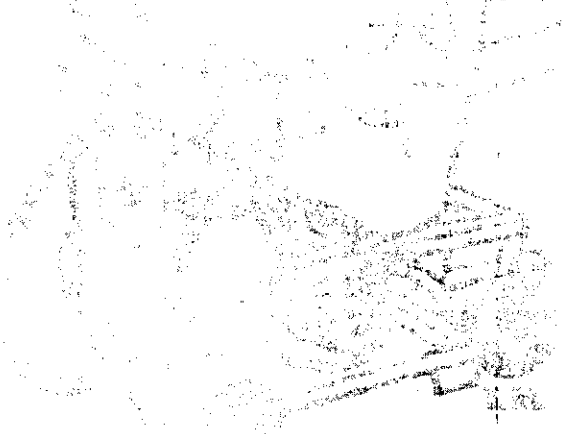
JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	HT-052s55	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00



The Thirsty Mac

MICRO

DEC 17 2002

Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
Total	$576.00
Payment Recv	$0.00

SIGNATURE

IS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS IN TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION TION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE AGREES TO PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A ATTORNEY FEE IN THE EVENT IT BECOMES NECESSARY FOR SELLER

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT.

e of Magic Valley, Inc.
ic Valley Hydraulics
1982 Floral Ave.
Twin Falls, ID 83301
(208) 734-3694 (208) 734-3706
(800) 338-4113

MAGIC VALLEY HYDRAULICS
DIVISION OF THE STEAM STORE

INVOICE 97933

Date
12/23/02

Bill to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Ship to:
MILLENKAMP CATTLE
471 N 300 W

JEROME ID 83338

Purchase Order ID	Customer ID	Salesperson ID	Shipping Method	Payment Terms ID
	MIL005	CD		Day 10th

Quantity	Item Number	Description	U Of M	Discount	Unit Price	Ext Price
2.00	MT-052455	55 GAL BREAKTHROUGH	EACH	$32.00	$320.00	$576.00



Subtotal	$576.00
Misc	$0.00
Tax	$0.00
Freight	$0.00
Trade Discount	$0.00
Total	$576.00
Payment Rece.	$0.00

SIGNATURE

CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS BILL. A FINANCE CHARGE OF 1.75% WILL BE APPLIED TO ALL PAST DUE ACCOUNTS. THIS IS A P.R. OF 21% TITLE TO THE PROPERTY HEREIN DESCRIBED, AND ANY ADDITION OR SUBSTITUTION SHALL REMAIN IN THE SELLERS NAME UNTIL PAID IN FULL. THE [illegible] PAY ALL EXPENSES, CHARGES AND COSTS INCLUDING A

I CERTIFY THAT THE PROPERTY WHICH I HAVE PURCHASED WILL BE USED FOR MANUFACTURING, FARMING OR REPAIR THEREOF. I CERTIFY THAT ALL STATEMENTS ARE TRUE AND CORRECT.

Animal Pharmaceuticals, Inc.

June - September, 2002

Fly Control

Date		Price
6/14/02	$	344.00
7/3/02	$	1,032.00
	$	185.64
7/22/02	$	399.60
7/25/02	$	49.50
8/12/02	$	49.50
9/6/02	$	2.47
Total	**$**	**2,062.71**

MICRO
DEC 17 2003

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 368351

Sold To: BILL MILLENKAMP
471 N 300 W
JEROME ID 83338

Ship To: BILL MILLENKAMP
471 N 300 W
JEROME ID 83338

Sold/Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
1/0000004709	G5272/00		1	6		6/14/02

Ship Via: CS TO DEL DLS PREPAID FRT: .00
Terms: Net 10th Prox

Item Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
M526170	GRENADE E R	%CTEA	8	8			43.00	344.00
LOT/QTY:	00		8.000					

SUBTOTAL..... 344.00

TOTAL..... 344.00

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.

MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

MICROFILM
DEC 17 2003

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 371602

Bill To: BILL MILLENKAMP
471 N 300 W
JEROME ID 83338

Ship To: BILL MILLENKAMP
471 N 300 W
JEROME ID 83338

Co/Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
1/0000004709	G9032/00		1	12		7/22/02

Ship Via: CUS PI UP RV PREPAID FRT: .00
Terms: Net 10th Prox

Item Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
ACHR401-411	PERMECTRIN II 32OZ	HZEA	6	6			15.45	92.70
LOT/QTY:	00		6.000					
PM526170	GRENADE E R	%CTEA	8	8			49.95	399.60
LOT/QTY:	00		8.000					
M526061	ATROBAN 11% EC QT	HZEA	12	12			17.95	215.40
LOT/QTY:	00		12.000					
AGL994505	PEN G 250ML AGRICILLIN	EA	24	24			9.40	225.60
LOT/QTY:	210504		24.000					
MAG50SS-FF	FLUID FEEDER W/SS PROBE	EA	1	1			16.95	16.95

* CONTINUED *

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.

MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

MICRO... SEP 17 2003

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 372064

Bill To: 11 MILLENKAMP CATTLE
471 N 300 W
JEROME ID 83338

Ship To: MILLENKAMP CATTLE
471 N 300 W
JEROME ID 83338

c/Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
/0000004709	G9725/00		1	12		7/25/02

hip Via: CU PI UP DLS PREPAID FRT: .00
rms: Net 10th Prox

tem Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
.Y713596	CYLENCE 6 PINT	EA	6	3	3		74.00	222.00
LOT/QTY:	00		3.000					
.YGUN	DEFENDER CYLENCE 6PT APPL GUN	EA	1	1			.00	
LOT/QTY:	00		1.000					
L1041	NFZ PUFFER 1.59OZ	EA	12	12			5.00	60.00
LOT/QTY:	10888		12.000					
34-8315CV	CV-80D INSECT KILLER 24 OZ	EA	6	6			8.25	49.50
LOT/QTY:	00		6.000					
				SUBTOTAL.....				331.50
				TOTAL.....				331.50

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.

MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

MICRO
DEC 17 2002

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 370148

.l BILL MILLENKAMP
To: 471 N 300 W
JEROME ID 83338

Ship BILL MILLENKAMP
To: 471 N 300 W
JEROME ID 83338

›/Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
'0000004709	G7411/00		1	12		7/03/02

Aip Via: CU PI UP DLS MW REL PREPAID FRT: .00
:ms: Net 10th Prox

tem Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
n526021	ATROBAN 11% EC PT	HZEA	12	12			13.07	156.84
LOT/QTY:	00		12.000					
526170	GRENADE E R	%CTEA	24	24			43.00	1032.00
LOT/QTY:	00		23.000					
LOT/QTY:	00		1.000					
GL 1881	SCREW WORM AEROSOL 10OZ	HZEA	24	24			6.80	163.20
LOT/QTY:	00		24.000					
Y053499	TEMPO SC ULTRA 240ML	EA	6	6			30.94	185.64
LOT/QTY:	00		6.000					
L1590	BACK SIDE PLUS 2.5 GALLON	HZ EA	4	4			45.29	181.16

* CONTINUED *

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.
MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

MICRO

2003

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 373720

Sold To: MILLENKAMP CATTLE
471 N 300 W
JEROME ID 83338

Ship To: MILLENKAMP CATTLE
471 N 300 W
JEROME ID 83338

Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
0000004709	H1902/00		1	12		8/12/02

Ship Via: CUST PIC UP RV PREPAID FRT: .00
Terms: Net 10th

Item Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
	PAINT CRAYON ORANGE EACH	EA	12	12			.50	6.00
LOT/QTY:	00		12.000					
-8315CV	CV-80D INSECT KILLER 24 OZ	EA	6	6			8.25	49.50
LOT/QTY:	00		6.000					
01800	SUNSHIELD SHAMPOO 16OZ	EA	1	1			4.98	4.98
LOT/QTY:	00		1.000					
	SYRINGE HAUPTNER 50 CC	EA	1	1			56.50	56.50
T/QTY:	00		1.000					
	IV FUNNEL SET	EA	3	3			5.60	16.80

* CONTINUED *

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.

MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

MICRO
DEC 17 2003

Animal Pharmaceuticals, Inc.

P.O. Box 10846
Yakima, Wa 98909-1846
(800) 323-7306
FAX (509) 453-4260

1720 S. Lincoln
Jerome, ID 83338
(800) 229-7082
FAX (208) 324-8580

INVOICE Inv No: 376285

1 MILLENKAMP CATTLE
o: 471 N 300 W
JEROME ID 83338

Ship MILLENKAMP CATTLE
To: 471 N 300 W
JEROME ID 83338

/Customer #	Order No	Customer PO #	Ter	Sls#	Refer#	Inv-Date
0000004709	H4173/00		1	12		9/06/02

ip Via: CUS PIC UP SC MW REL PREPAID FRT: .00
ms: Net 10th

.em Number	Description	U/M	ORD	SHIP	B/O	TX	Price	TOTAL
:34-3410CV	COUNTRY VET WASP & HORNET SPRAY	EA	1	1			2.47	2.47
LOT/QTY:	00		1.000					
_D13	HAUPTNER TENSION SCREW #13	EA	1	1			4.00	4.00
D16	HAUPTNER WASHER KITS	EA	1	1			5.25	5.25
OT/QTY:	00		1.000					
D22	END PLATE W/LUER TIP	EA	1	1			5.25	5.25
OT/QTY:	00		1.000					
				SUBTOTAL.....				16.97
				TOTAL.....				16.97

All accounts are due and payable on the 10th of month following purchase. A LATE FEE of 1½% per month or $1.00 min. (whichever is greater) will be added to all DELINQUENT ACCOUNTS. All filing fees and attorney fees are the responsibility of the purchaser should it become necessary to process past due accounts for collection.

MERCHANDISE NOT RETURNABLE WITHOUT PRIOR APPROVAL—RESTOCKING CHARGE ON ALL RETURNS.

377542 09/19/02 09/19/02 INV

MICRO
DEC 17 2003

Kunafin

02/21/03

Millenkamp Cattle
Find Report
January through December 2002

Type	Date	Num	Name	Memo	Account	Clr	Split	Amount	Balance
Jan - Dec '02									
Check	05/15/'02	9339	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,005.00	-1,005.00
Check	05/15/'02	9339	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,005.00	0.00
Check	06/15/'02	9586	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,340.00	-1,340.00
Check	06/15/'02	9586	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,340.00	0.00
Check	06/18/'02	9595	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-4,277.50	-4,277.50
Check	06/18/'02	9595	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	4,277.50	0.00
Check	07/15/'02	9759	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,340.00	-1,340.00
Check	07/15/'02	9759	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,340.00	0.00
Check	08/15/'02	9973	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,675.00	-1,675.00
Check	08/15/'02	9973	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,675.00	0.00
Check	09/15/'02	10169	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,340.00	-1,340.00
Check	09/15/'02	10169	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,340.00	0.00
Check	10/15/'02	10387	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-1,675.00	-1,675.00
Check	10/15/'02	10387	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	1,675.00	0.00
Check	11/15/'02	10698	Kunafin	Veterinary Expe...	Farmers National	X	Veterinary Expense	-335.00	-335.00
Check	11/15/'02	10698	Kunafin	Veterinary Expe...	Veterinary Expense		Farmers National	335.00	0.00
Jan - Dec '02								**0.00**	**0.00**

Total Paid $12,987.50

May - Nov.

May - September

$10,977.50

MICROFILMED
DEC 17 2003

KUNAFIN
P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT DATE: 05/01/02
ACCOUNT NO.: MILL B

TO: Millenkamp Cattle
471 North 300 West
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	BALANCE
04/15/02	103523	I Program	$335.00	$335.00
04/22/02	103762	I Program	$335.00	$670.00
04/29/02	103851	I Program	$335.00	$1,005.00

Current	Non-Current			TOTAL DUE
$1,005.00	$.00			$1,005.00

MICRO
DEC 17 2002

KUNAFIN
P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT DATE	ACCOUNT NO.
06/01/02	MILL B

TO: MillenKamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	BALANCE
05/01/02	BAL FORW	B Balance Brought Forward	$1,005.00	$1,005.00
05/06/02	105038	I Program	$335.00	$1,340.00
05/13/02	105333	I Program	$335.00	$1,675.00
05/20/02	105633	I Program	$335.00	$2,010.00
05/20/02	09339	P 200	$1,005.00-	$1,005.00
05/27/02	106008	I Program	$335.00	$1,340.00

Current	Non-Current			TOTAL DUE
$1,340.00	$.00			$1,340.00

MICROFILMED
DEC 17 2003

KUNAFIN
P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT

STATEMENT DATE	ACCOUNT NO.
07/01/02	MILL B

TO: MillenKamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.		DESCRIPTION	AMOUNT	BALANCE
06/01/02	BAL FORW	B	Balance Brought Forward	$1,340.00	$1,340.00
06/03/02	106450	I	Program	$335.00	$1,675.00
06/10/02	106798	I	Program	$335.00	$2,010.00
06/14/02	106229	I	AR Invoice # 106229	$4,277.50	$6,287.50
06/17/02	107081	I	Program	$335.00	$6,622.50
06/19/02	09586	P	200	$1,340.00-	$5,282.50
06/24/02	107532	I	Program	$335.00	$5,617.50

Current	Non-Current			TOTAL DUE
$5,617.50	$.00			$5,617.50

MICROFILMED
DEC 17 2003

INVOICE

Kunafin Trichogramma
Kunafin Trichogramma
Rt 1 Box 39
Quemado Tx. 78877
Phone: (830) 757-1181 Ext. 0000
Fax: (830) 757-1468 Ext. 0000

INVOICE #: 106220

INVOICE DATE: 06/13/02

TERMS: Due Now

CUSTOMER #: MILL B

BILL TO: Millenkamp Cattle
471 N 300 W
Jerome ID 83338

SHIP TO: Millenkamp Cattle
Attn: Bill Millenkamp
471 N 300 W
Jerome ID 83338

DESCRIPTION:		AMOUNT:
Quick Strikes	50 X $16/each	800.00
Tempo		42.50
Stimukil	36 X $95/drum	3,420.00

SUBTOTAL:	$4,262.50
MISC. CHARGE	$.00
FREIGHT:	$15.00
TOTAL SALE:	$4,277.50

COMMENTS: Quik Strikes/Tempo

MICRO
DEC 17 2003

KUNAFIN

P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT

STATEMENT DATE	ACCOUNT NO.
08/01/02	MILL B

TO: MillenKamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.		DESCRIPTION	AMOUNT	BALANCE
07/01/02	BAL FORW	B	Balance Brought Forward	$5,617.50	$5,617.50
06/24/02	09595	P	200	$4,277.50-	$1,340.00
07/01/02	108087	I	Program	$335.00	$1,675.00
07/08/02	108407	I	Program	$335.00	$2,010.00
07/15/02	108750	I	Program	$335.00	$2,345.00
07/18/02	09759	P	200	$1,340.00-	$1,005.00
07/22/02	109117	I	Program	$335.00	$1,340.00
07/29/02	109482	I	Program	$335.00	$1,675.00

Current	Non-Current			TOTAL DUE
$1,675.00	$.00			$1,675.00

MICRO...
DEC 17 2003

KUNAFIN
P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT

STATEMENT DATE	ACCOUNT NO.
09/01/02	MILL B

TO: MillenKamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.		DESCRIPTION	AMOUNT	BALANCE
08/01/02	BAL FORW	B	Balance Brought Forward	$1,675.00	$1,675.00
08/05/02	109957	I	Program	$335.00	$2,010.00
08/12/02	110295	I	Program	$335.00	$2,345.00
08/19/02	110650	I	Program	$335.00	$2,680.00
08/19/02	09973	P	200	$1,675.00-	$1,005.00
08/26/02	111001	I	Program	$335.00	$1,340.00

Current	Non-Current			TOTAL DUE
$1,340.00	$.00			$1,340.00

MICRO
DEC 17 2003

KUNAFIN
P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT

STATEMENT DATE: 10/01/02
ACCOUNT NO.: MILL B

TO: Millenkamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	BALANCE
09/01/02	BAL FORW	B Balance Brought Forward	$1.340.00	$1.340.00
09/02/02	111398	I Program	$335.00	$1.675.00
09/09/02	111704	I Program	$335.00	$2.010.00
09/16/02	112009	I Program	$335.00	$2.345.00
09/23/02	112250	I Program	$335.00	$2.680.00
09/23/02	10169	P 200	$1.340.00-	$1.340.00
09/30/02	112496	I Program	$335.00	$1.675.00

Current	Non-Current			TOTAL DUE
$1.675.00	$.00			$1.675.00

MICROFILMED
DEC 17 2003

KUNAFIN

P.O. Box 190
Route 1 Box 39
QUEMADO, TEXAS 78877
1-800-832-1113
FAX (830) 757-1468

STATEMENT

STATEMENT DATE: 11/01/02
ACCOUNT NO.: MILL B

TO: MillenKamp Cattle
471 N 300 W
Jerome ID 83338

DATE PAID _____ CHECK NO. _____ AMOUNT PD. _____

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	BALANCE
10/01/02	BAL FORW	B Balance Brought Forward	$1,675.00	$1,675.00
10/07/02	112756	I Program	$335.00	$2,010.00
10/28/02	10387	P 200	$1,675.00-	$335.00

Current	Non-Current			TOTAL DUE
$335.00	$.00			$335.00

MICROFILMED
DEC 17 2003

PARLING INTERNATIONAL INC.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC Division of Parling International Inc.

Invoice Number:	**640:608446**
Supplier Number	**640:251326**
Invoice Date:	**1/10/02**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		
	251326		
	251326		
	251326		
01/05/02	M25132	M15 $150.MO PU FEE	150.00
		CURRENT AMOUNT DUE	0.00
		TOTAL AMOUNT DUE	**150.00**

MICRO
DEC 17 200

DARLING INTERNATIONAL INC.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC
Division of Darling International Inc.

Invoice Number:	**640:609450**
Supplier Number	**640:251326**
Invoice Date:	**2/6/02**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		0.00
	251326		0.00
	251326		0.00
02/02/02	251326	M15 $150.MO PU FEE	150.00
	M25132		0.00
		CURRENT AMOUNT DUE	150.00
		TOTAL AMOUNT DUE	**150.00**

MICROFILM
DEC 17 2003

PARLING
INTERNATIONAL INC.
P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC
Division of Darling International Inc.

Invoice Number:	**640:610411**
Supplier Number	**640:251326**
Invoice Date:	**3/6/02**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		0.00
	251326		0.00
	251326		0.00
03/02/02	251326	M15 $150.MO PU FEE	150.00
	M25132		0.00
		CURRENT AMOUNT DUE	150.00
		TOTAL AMOUNT DUE	**150.00**

MICROFILM
DEC 17 2003

DARLING INTERNATIONAL INC.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC Division of Darling International Inc.

Invoice Number:	**640:611382**
Supplier Number	**640:251326**
Invoice Date:	**4/10/02**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		0.00
	251326		0.00
	251326		0.00
04/06/02	251326	M15 $150.MO PU FEE	150.00
	M25132		0.00
		CURRENT AMOUNT DUE	150.00
		TOTAL AMOUNT DUE	**150.00**

MICROFILMED
DEC 17 2009

DARLING INTERNATIONAL INC.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC
Division of Darling International Inc.

Invoice Number:	**640:612464**
Supplier Number	**640:251326**
Invoice Date:	**05/08/2002**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		0.00
	251326		0.00
	251326		0.00
05/04/02	251326	M15 $150.MO PU FEE	150.00
	M25132		0.00
		CURRENT AMOUNT DUE	150.00
		TOTAL AMOUNT DUE	**150.00**

MICROFILM
DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC
Division of Darling International Inc.

INVOICE

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

Invoice Number:	**640:613340**
Supplier Number	**640:251326**
Invoice Date:	**06/05/2002**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
	251326		0.00
	251326		0.00
	251326		0.00
06/01/02	251326	M15 $150.MO PU FEE	150.00
	M25132		0.00
		CURRENT AMOUNT DUE	150.00
		TOTAL AMOUNT DUE	**150.00**

MICRO
DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC
Division of Darling International Inc.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

Invoice Number:	**640:614183**
Supplier Number	**640:251326**
Invoice Date:	**07/11/2002**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
07/06/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICROFILMED
DEC 17 2003

DARLING INTERNATIONAL INC.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

TORVAC
Division of Darling International Inc.

Invoice Number:	**640:615065**
Supplier Number	**640:251326**
Invoice Date:	**08/07/2002**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
08/03/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICRO...
DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC
Division of Darling International Inc.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

Invoice Number: **640:615887**
Supplier Number **640:251326**
Invoice Date: **09/05/2002**
Due Date: **Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
08/31/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICRO
DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC
Division of Darling International Inc.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

Invoice Number: **640:616740**
Supplier Number **640:251326**
Invoice Date: **10/09/2002**
Due Date: **Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
10/05/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICROFILMED
DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC
Division of Darling International Inc.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

Invoice Number: **640:617860**
Supplier Number **640:251326**
Invoice Date: **11/06/2002**
Due Date: **Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
11/02/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICRO... DEC 17 2003

DARLING INTERNATIONAL INC.

TORVAC Division of Darling International Inc.

P.O.BOX 5485
BOISE, ID 83705

(208) 344-8319
Tax ID: 36-2495346

INVOICE

Invoice Number:	**640:618737**
Supplier Number	**640:251326**
Invoice Date:	**12/05/2002**
Due Date:	**Upon receipt**

BILL MELLENCAMP
471 NORTH 300 WEST
JEROME, ID 83338

Date	Ticket	Code/Description	Amount
11/30/02	251326	M48 $165.MO PU FEE	165.00
		BILL MELLENCAMP M48 471 NORTH 300 WEST, JEROME_____, ID 83338	
		CURRENT AMOUNT DUE	165.00
		TOTAL AMOUNT DUE	**165.00**

MICRO
DEC 17 2003

J & C CUSTOM, LLC.

John & Camelia Gomez
1061 Blue Lakes Blvd. N. Suite 108
Twin Falls, Idaho 83301
FEDERAL ID# 82-0496406

Invoice

DATE	INVOICE #
01/25/2002	2136

BILL TO

WILLIAM MILLENKAMP
471 NORTH 300 WEST
JEROME, IDAHO 83338

P.O. NO.	TERMS	PROJECT
Manure	Due on receipt	

QTY	DESCRIPTION	RATE	AMOUNT
40	LOADS OF MANURE HAULING MILLENCAMP TO MILLENCAMP STOCKPILE, LOADED WITH MILLENCAMP LOADER	13.00	520.00

Thank you for your business.

Total $520.00

Finance Charges of 1.5 monthly rate (18% per annum) will be charged on all past due accounts.

MICROFILMED
DEC 17 2003

J & C CUSTOM, LLC.

John & Camelia Gomez
1987 Highland Avenue East
Twin Falls, Idaho 83301
FEDERAL ID# 82-0496406

Invoice

DATE	INVOICE #
03/07/2002	2190

BILL TO

WILLIAM MILLENKAMP
471 NORTH 300 WEST
JEROME, IDAHO 83338

P.O. NO.	TERMS	PROJECT
Manure Feb 02	Due on receipt	

QTY	DESCRIPTION	RATE	AMOUNT
90	LOADS OF MANURE HAULED FROM STOCKPILE TO NORTHEAST PIVOT	17.00	1,530.00

Thank you for your business.

Total $1,530.00

Finance Charges of 2.0% monthly rate (24% per annual) will be charged on all past due accounts.

MICRO
DEC 17 2003

J & C CUSTOM, LLC.

John & Camelia Gomez
1987 Highland Avenue East
Twin Falls, Idaho 83301
FEDERAL ID# 82-0496406

Invoice

DATE	INVOICE #
04/03/2002	2238

BILL TO

WILLIAM MILLENKAMP
471 NORTH 300 WEST
JEROME, IDAHO 83338

P.O. NO.	TERMS	PROJECT
Manure March 02	Due on receipt	

QTY	DESCRIPTION	RATE	AMOUNT
121	LOADS OF MANURE HAULED FROM MILLENKAMP TO BRAUN S. MINI PIVOT	20.00	2,420.00
55	LOADS OF MANURE HAULED FROM MILLENKAMP TO ANDREWS MINI PIVOT	20.00	1,100.00
242	LOADS OF MANURE HAULED FROM MILLENKAMP TO MILLENKAMP MINI SPREAD	20.00	4,840.00
8	LOADS OF MANURE HAULED FROM MILLENKAMP TO MILLENKAMP LOADED BY MILLENKAMP LOADER.	17.00	136.00

MICROFILMED
DEC 17 2003

Thank you for your business.

Total $8,496.00

Finance Charges of 1.5% monthly rate (18% per annual) will be charged on all past due accounts. Please keep your account current.

J & C CUSTOM, LLC.

John & Camelia Gomez
1987 Highland Avenue East
Twin Falls, Idaho 83301
FEDERAL ID# 82-0496406

Invoice

DATE	INVOICE #
04/30/2002	2314

BILL TO

WILLIAM MILLENKAMP
471 NORTH 300 WEST
JEROME, IDAHO 83338

P.O. NO.	TERMS	PROJECT
Manure April	Due on receipt	

QTY	DESCRIPTION	RATE	AMOUNT
55	LOADS OF MANURE HAULED & SPREAD FROM MILLENKAMP TO HAY PIVOT SPREAD	20.00	1,100.00
513	LOADS OF MANURE HAULED & SPREAD FROM MILLENKAMP STOCKPILE TO MILLENKAMP SOUTH HAY FIELD	18.00	9,234.00
129	LOADS OF MANURE HAULED FROM MILLENKAMP CALF LINES TO MILLENKAMP STOCKPILE	18.00	2,322.00
138	LOADS OF MANURE HAULED & SPREAD FROM MILLENKAMP CORRALS TO MILLENKAMP S. HAY PIVOT	20.00	2,760.00

MICROFILMED
DEC 17 2003

We appreciate your prompt payment.

Total $15,416.00

Finance Charges of 1.5% monthly rate (18% per annual) will be charged on all past due accounts. Please keep your account current.

New 2002

J & C CUSTOM, LLC.

John & Camelia Gomez
1987 Highland Avenue East
Twin Falls, Idaho 83301
FEDERAL ID# 82-0496406

Invoice

DATE	INVOICE #
11/10/2002	2737

BILL TO

WILLIAM MILLENKAMP
471 NORTH 300 WEST
JEROME, IDAHO 83338

P.O. NO.	TERMS	FAX NUMBER
Manure	Due on receipt	

QTY	DESCRIPTION	RATE	AMOUNT
19	LOADS OF MANURE HAULED & SPREAD FROM MILLENKAMP CORRALS SPREAD ON CORN FIELD	21.00	399.00
1,144	LOADS OF MANURE HAULED FROM MILLENKAMP STOCKPILE TO MILLENKAMP CORN FIELD	19.00	21,736.00
	YOU MAY DEDUCT $1,163.00 FROM THIS INVOICE IF PAID IN FULL ON OR BEFORE NOVEMBER 30, 2002		

MICROFILMED
DEC 17 2003

Thank you for your business.

Total $22,135.00

Finance Charges of 1.5% monthly rate (18% per annual) will be charged on all past due accounts. Please keep your account current.

William R. Hollifield, ISB No. 1251
HOLLIFIELD AND BEVAN, P.A.
249 Third Avenue East
P.O.Box 66
Twin Falls, Idaho 83303-0066
Telephone: (208) 734-5610
Facsimile: (208) 734-8077

Attorneys for Defendant

DISTRICT COURT
FIFTH JUDICIAL DIST.
MAR 10 10 53 AM '03
DEPUTY
COPY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF JEROME

Magistrate Division

STATE OF IDAHO,

Plaintiff,

vs.

BILL MILLENKAMP,

Defendant.

Case No. CR MD 03-70

ORDER OF DISMISSAL

The Court having considered the parties' **Stipulation for Bond Forfeiture and Dismissal** and good cause appearing therefor;

IT IS HEREBY ORDERED that the above-entitled matter is dismissed.

DATED This 10th ~~day of~~ March, 2003.

/s/ Thomas H. Borresen
THOMAS H. BORRESEN
Magistrate Judge

MICROFILMED
DEC 17 2003

Department of Water Resources
APPLICANT'S
Exhibit 19
Date Admitted 3/11/03

EXHIBIT
19

IDAHO DEPARTMENT OF AGRICULTURE – ANIMAL INDUSTRIES COMPLAINT FORM

NAME/ADDRESS OF INDIVIDUAL/COMPANY ALLEGED TO BE CAUSE OF COMPLAINT: Bill Millenkamp Calf Raising Facility

COUNTY: Jerome

NAME/ADDRESS/PHONE # OF COMPLAINANT: Bill Gully [redacted]

DATE AND TIME RECEIVED: 5-15-02

COMPLAINT NUMBER:

TYPE OF COMPLAINT:
- ☐ ANIMAL CARE
- ☐ ENVIRONMENTAL
- ☒ MISCELLANEOUS
- ☒ ODOR

COMPLAINT DETAIL:
- DATE INCIDENT OCCURRED:
- TIME INCIDENT OCCURRED:
- DURATION OF INCIDENT:

ASSIGNED TO: Heather Jensen

DATE: 5-15-02

NATURE OF COMPLAINT: Manure stacks from Bill Millenkamp's calf Ranch have a bad odor. Concerned about dust/flies/odor during the summer.

DOES COMPLAINANT EXPECT ADDITIONAL DEPARTMENT CONTACT?: ☐YES ☒NO

ILLNESS INVOLVED?: ☐YES ☐NO

HEALTH PROFESSIONAL INVOLVED?: ☐YES ☒NO
NAME/ADDRESS/PHONE:

HOSPITALIZATION REQUIRED?: ☐YES ☒NO
NAME/ADDRESS/PHONE:

SPECIES:	NUMBER AFFECTED:	FACILITY TYPE:	FACILITY CONDITION:
Cattle	6000	Feedlot	Good

FACILITY ENVIRONMENTAL CONDITION:	GENERAL CONDITION OF ANIMALS:	AVERAGE BODY CONDITION SCORE OF ALL ANIMALS:	BODY CONDITION SCORE RANGE OF ANIMALS:
Good	Good	N/A	

ALLEGED ENVIRONMENTAL DAMAGE?: ☐ YES ☒ NO

NAME OF WATERWAY AFFECTED:

EVIDENCE/SAMPLE OBTAINED?: ☐YES ☒NO

DISPOSITION:
FOLLOW-UP NEEDED: ☐YES ☒NO
CLOSED WITHOUT FURTHER INVESTIGATION: ☒YES ☐NO
REFERRED TO:

REMARKS:

Thursday, May 16, 2002

I went to Bill Millenkamp's calf raising facility located at 471 N. 300 W., Jerome. Bill Millenkamp reported that a few of his neighbors were upset that he had recently received permission from Jerome County to expand from 6,000 head of calves to 12,000 head. I completed a waste inspection of the facility and found Bill Millenkamp to be in compliance with IDAPA 02.04.-Beef Cattle Feeding Operations. I could not smell the facility until I was on the property. The manure from the facility was stacked on a pivot corner in the middle of two pivot fields that are owned by Bill Millenkamp. Bill Millenkamp reported that Bill Gully is stacking manure right next to his property line behind Bill Millenkamp's home.

Bill Millenkamp is not producing odors that are above Idaho acceptable agricultural practices.

Department of Water Resources
APPLICANT'S
Exhibit 20
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003

HOURS	MILES:	FOLLOW-UP CALLS MADE?:	COMPLETED BY:	DATE:
4	35	☐YES ☒NO	Heather Jensen	5-17-02

FOLLOW UP:

EXHIBIT 20

County of Jerome Planning and Zoning
121 3rd Avenue East, Jerome, ID 83338
208-324-9116 Fax 208-324-9263

Arthur R. Brown
Administrator

Yvette Le Mon
Secretary

Bill Millenkamp
471 North 300 West
Jerome, Idaho 83338

February 25, 2003

Jerome County has approved your expansion Livestock Confinement Operation property lines to 400 acres not to exceed 12,000 baby calves from 0-4 months or 4800 animal units.

This letter will serve as your Livestock Confinement Operation Expansion Permit.

Sincerely,

Arthur Roy Brown
Jerome County Planning & Zoning Administrator

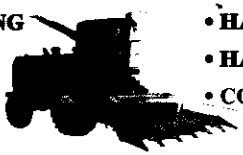
CC: Board of County Commissioners
Erick Shaner, Chief Deputy Prosecuting Attorney
Steve Matthews

Department of Water Resources
APPLICANT'S
Exhibit 21
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003

EXHIBIT
21

- **MANURE HAULING**
- **DIRT HAULING**
- **AG BAGGING**



- **HAY CHOPPING**
- **HAY SWATHING**
- **CORN CHOPPING**

J & C CUSTOM, LLC

JOHN J. GOMEZ - CAMELIA K. GOMEZ

1987 HIGHLAND AVE. EAST
TWIN FALLS, IDAHO 83301
208-734-8821

CELL 208-731-1288
MOBIL 208-324-1888
FAX 208-735-8919

March 10, 2003

J & C Custom, LLC
1987 Highland Avenue East
Twin Falls, Idaho 83301
Phone 208-734-8821
Fax 208-735-8919

To Whom It May Concern:

In regards to William Millenkamp's nutrient management program, J & C Custom, LLC has offered to allow Mr. Millenkamp 550 acres of farm ground to place his manure on in Buhl, Idaho.

J & C Custom, LLC is involved in custom farming and farming for themselves and others in the Magic Valley area.

Our services include swathing, chopping, bagging, pitting hay, chopping corn, bagging corn, and pitting corn. We deliver our bagged feed daily to several area dairies and we deliver compost to local farms.

We haul manure from dairies to local farms and dirt back into the dairy corrals.

J & C Custom, LLC farms approximately 1200 acres in Buhl and Castleford for themselves, and have been involved in the nutrient management program in the past.

Should you need additional information please do not hesitate to call me.

Sincerely,

J & C Custom, LLC

John J. Gomez

John J. Gomez

Department of Water Resources
APPLICANT'S
Exhibit 22
Date Admitted 3/11/03

MICROFILMED
DEC 17 2003