

MEMO

.....

FROM: Jim Stanton

DATE: 3-31-2004

TO: File

SUBJECT: Apps For Extension of Time To Avoid Forfeiture, Jack Verbree

Mr. Verbree obtained this property in a bankruptcy from the previous owners, who had let the property run down. Verbree has been trying to get the small dairy back into production, but a sudden problem with his father's health has required a lot of time and expense on his part that has prevented further work on the dairy. 36-2498 was decreed on 7-31-2000, so this right is protected from forfeiture for another 16 months. 36-8079 was decreed on 1-15-1998, so could be subject to forfeiture. But the application says that the right was last used 6-1-1999, so the 5 years has not quite run out yet according to the applicant. It will be difficult to verify the date of last use on this facility, as it is just barely mentioned in WMIS. Verbree has bought and refurbished several other dairies close to this one, but has apparently been hit by a problem beyond his control. He has requested the full 5 years due to the uncertainty of his present situation. The extensions appear to be approvable based on available data.