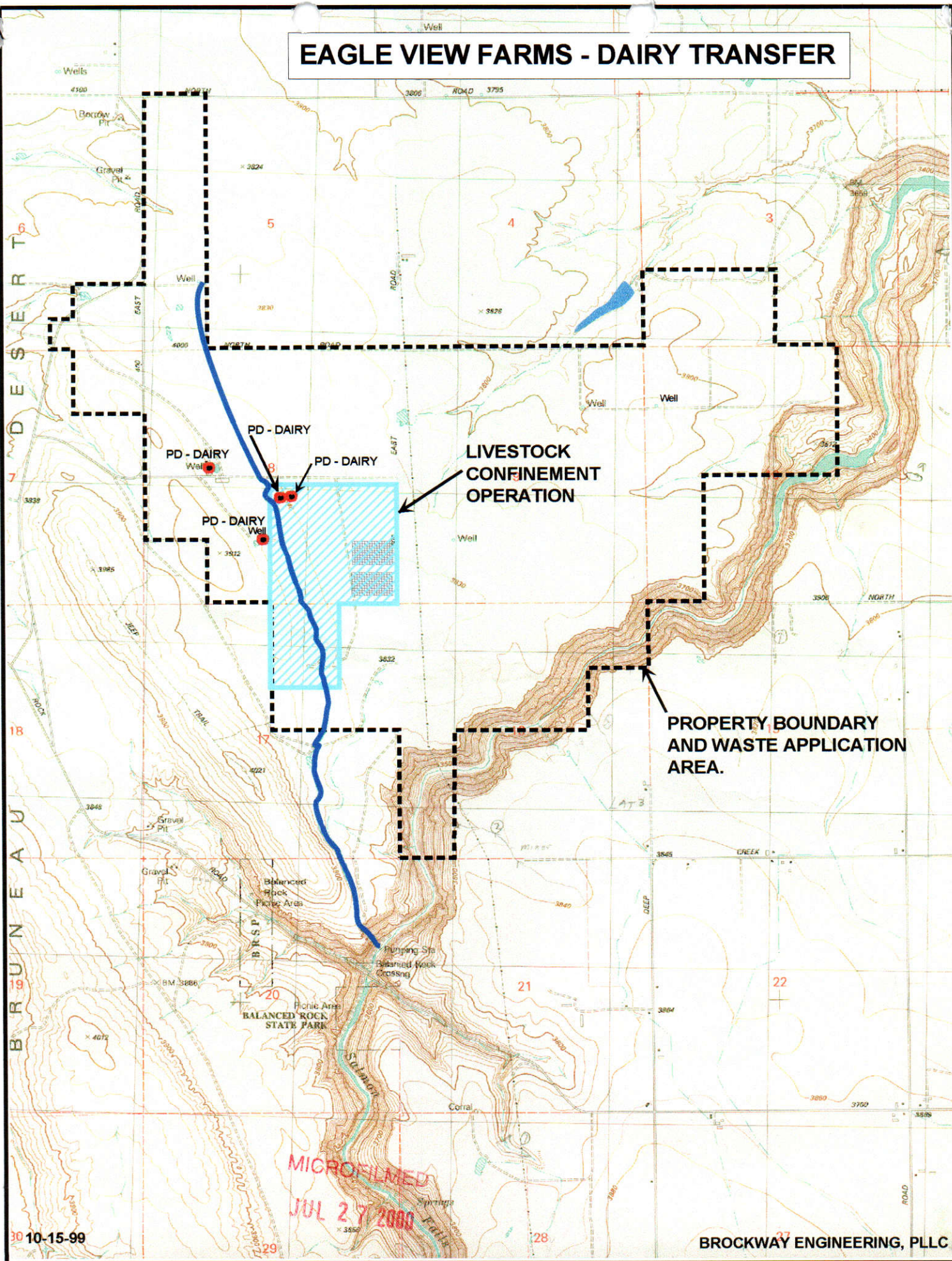


EAGLE VIEW FARMS - DAIRY TRANSFER



2000

T#5589

T 1193 HEL
3135

1
78.4

3
73.8

2
31.8

4
76.0

5
41.0

6
29.0

T897 HEL
3538

IP TO L MED

27 2000

2
6.3

1
13.6

9 10
16 15

IOS

6
T1323
400

IP

114.6

T1198 HEL
3135

2
136.7

3
60.5

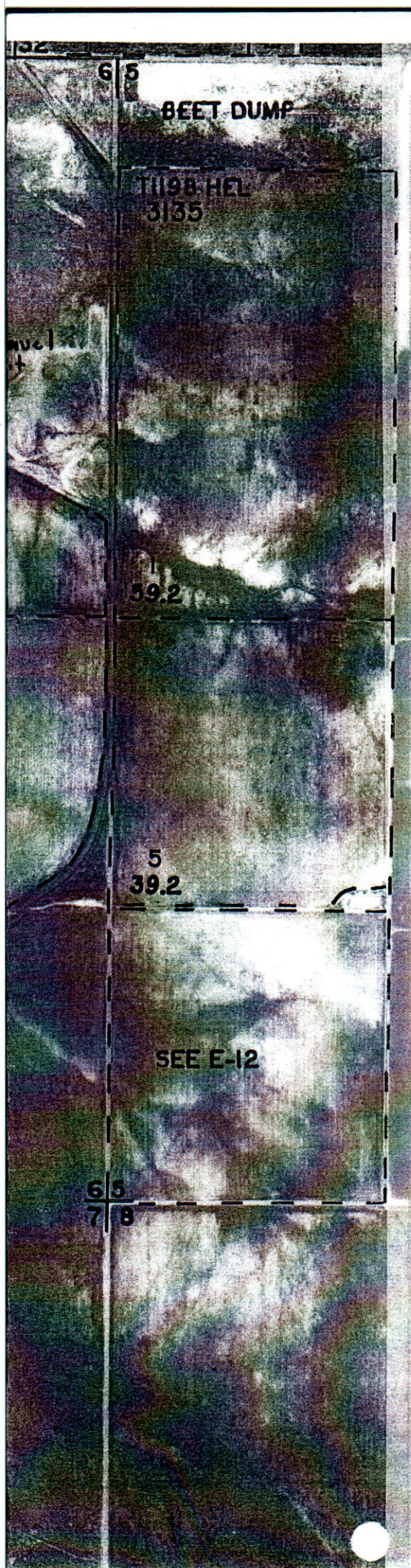
4
99.6

6
32.9

1 6
12 7

79 HEL
9

44
41.0



BEET DUMP

T1198 HEL
3135

59.2

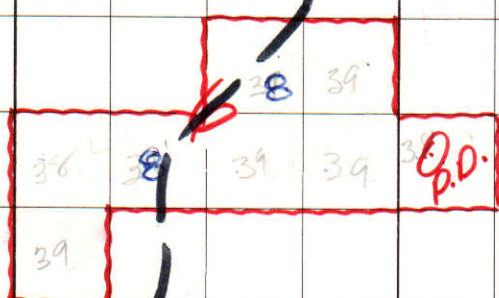
5
39.2

SEE E-12

6 5
7 8

R-13E

T-10S



5

77

192

39

308

A = 308

Q = 2.02

Subd. = 8

VOL = 1232 AC - FT / SEASON

PRIORITY = MARCH 1, 1963
Balanced
Keep

Ends in
this direction
lead to Bull

To (Castroville)

Affidavit of Publication

No 12843

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 6, 1967, at Castleford, County of Twin Falls, State of Idaho, before notary public, Donald Reese, Castleford, Idaho, proof will be submitted of the completion of works for the diversion of 4.0 c.f.s. of the waters of a well, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-31006, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alfred C. Kramer, Castleford, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.0 c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 10 S, R. 13 E, B.M., Twin Falls County.

5. The place where said water is used is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 10 S, R. 13 E, B.M.

6. The date of priority which said user is prepared to establish is March 4, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish Sept. 7, 14, 21, 28, 1967.

I, Mable L. Clark, being first duly sworn upon

oath depose and say that I am Officer Mgr. of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive Thursday days, commencing with the issue dated Sept. 7, 1967, and ending with the issue dated Sept. 28, 1967.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mable L. Clark
Subscribed and sworn to before me this 28th day of

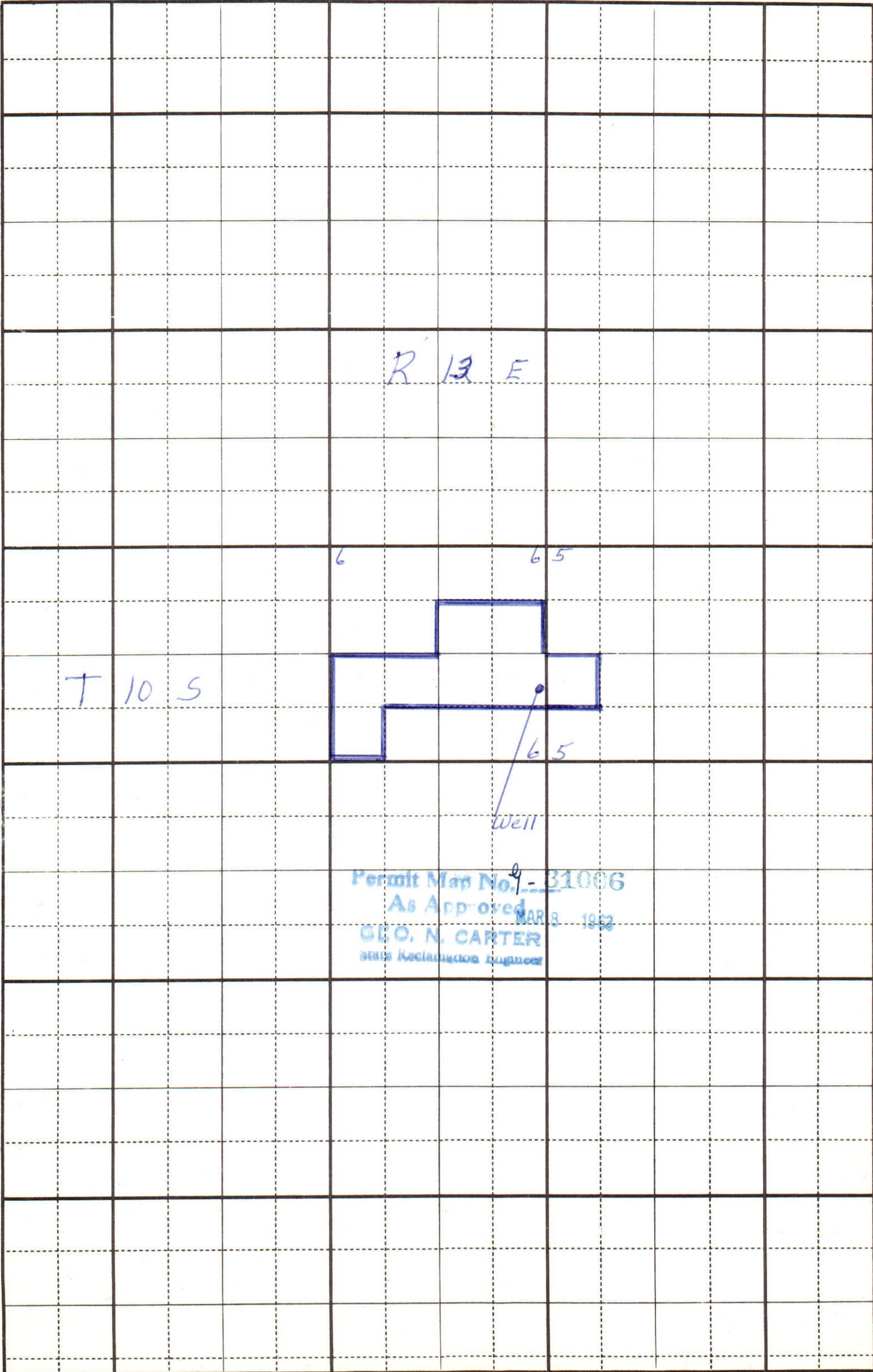
Sept., 1967.

R. Keith Higginson
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

31006

NAME OF APPLICANT ALFRED C KRAMER

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

31000

WATER LICENSE

Water License No. G-31006 Priority March 4, 1963 Amount 2.02 c.f.s.

THIS IS TO CERTIFY, that ALFRED C. KRAMER
of Castleford, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated March 4, 1963; that Permit G-31006 was issued pursuant
to said application; that the proposed works were completed on or about 1966,
with a storage/or carrying capacity of 2.02 c.f.s., said works consisting of
well, pump, motor, cement box and dirt ditches; and that on October 6, 1967,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1232
acre feet per season, with a maximum rate of diversion of 2.02 cubic feet per second of the waters
of a ground water source, tributary of _____,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 10 S, R. 13 E, B.M., and
other additional points _____, in the County of
Twin Falls; and that the amount of water to which such right is
entitled and which is hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 1232 acre feet per year.

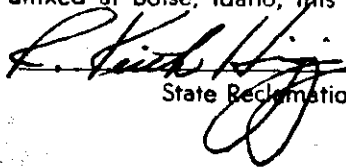
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>10 S</u>	<u>13 E</u>	<u>5</u>										<u>38</u>							<u>38</u>
		<u>6</u>			<u>38</u>	<u>39</u>					<u>38</u>	<u>38</u>	<u>39</u>		<u>39</u>	<u>39</u>			<u>270</u>

Total number of acres irrigated 308

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

13th day of February, 19 69.

State Reclamation Engineer

APPLICATION FOR PERMIT 47-2371

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39088
Permit No. G- 31006
District No.

1. Name of Applicant: Alfred C. Kramer
Postoffice address: Castleford County: Twin Falls State: Idaho
2. Quantity of water claimed: 4 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE 1/4 of the SE 1/4 of Section 6
 Twp. 10 S , Rge. 13 E , B.M., County of Twin Falls
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
 Rge. , B.M.
 (b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Irrigation well
8. Estimated cost of works: \$ Cost of drilling well \$5000 - Turbine pump \$15,000
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) 4 (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

Remarks: This Application is in conjunction with a Desert Land Entry - filed with the BLM

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

s/ Alfred C. Kramer Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. March 4, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 31006

Recorded in Book 109 Page 31006 Approved March 8, 1963

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 8, 1965

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before March 8, 1968

Witness my hand this 8th day of March, 1963 s/ CARL E. TAPPAN Ass't. STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 8th day of March, 1963.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS Secretary of State.

By s/ ROBERT E. SMYLLIE Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
10 S	13 E	5										40							40
10 S	13 E	6			40	40						40	40	40		40	40		280
																		TOTAL	320
AMENDMENT TO POINT OF DIVERSION																			
Permit No. G-31006 - ✓✓																			
Comes now Alfred C. Kramer and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-31006. That the point of diversion is described in said Permit as being located: NE ¹ / ₄ SE ¹ / ₄ , Section 6, T 10 S., R 13 E., B.M., that he now requests that the point of diversion be changed to a point located: NW ¹ / ₄ SW ¹ / ₄ , Section 5, T 10 S., R 13 E., B.M. That the reason for desiring to make such change is as follows: Error in original location. That no one will be injured by such change and that such change will be made at permit holders own risk.																			
Signed at Boise, Idaho this 4th day of April, 1966. //s/ ALFRED KRAMER																			
Date of Receipt at Department of Reclamation: 4-4-66																			
Approval of State Reclamation Engineer																			
I, R. KEITH HIGGINSON, Assistant, State Reclamation Engineer of the State of Idaho, hereby approve the foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-31006. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
//s/ R. KEITH HIGGINSON, Assistant, State Reclamation Engineer																			
Recorded in book 109 of permits at page G-31006, April 5, 1966.																			

LICENSE ISSUED FOR 202 SEC. FT.
LICENSE PAGE NO. 31006

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF TRANSFER NO. 67009)	
OF WATER RIGHT NO. 47-2371 IN THE)	
NAME OF VISSER HOLSTEINS)	ORDER GRANTING
	EXTENSION OF TIME TO
	COMPLETE TRANSFER

On July 14, 2000 the Department approved Application for Transfer 5589(renumbered to 67009) with a condition that:

The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

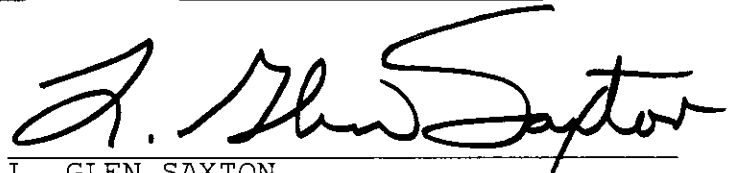
The right holder has notified the Department that the transfer has not yet been accomplished.

The right holder has requested an extension of time for completion of the transfer and has shown reasonable cause for the delay.

IT IS, THEREFORE, HEREBY ORDERED that the right holder of Transfer No. 67009 is granted an extension to July 14, 2002 in which to accomplish the transfer.

IT IS FURTHER HEREBY ORDERED that this extension does not stay the accumulation of the 5 year period associated with forfeiture of a water right for non-use.

Dated this 23rd day of March, 2001.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

MAR 29 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5589/67609
WATER RIGHT NO. 47-02371

This is to certify that: **VISSER HOLSTEINS**
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	2.02 CFS	857.4 AF
COMMERCIAL	01/01 to 12/31	2.02 CFS	857.4 AF
	Totals	* 2.02 CFS	857.4 AF *

SOURCE

GROUNDWATER

Priority: 03/04/1963

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 8, Township 10S, Range 13E
SESE , Sec. 8, Township 10S, Range 13E
NWSE , Sec. 8, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

10S 13E	8	NESE	NWSE	SWSE
		SESE		
	17	NENE	NWNE	SWNE
		SENE		

PLACE OF USE: COMMERCIAL

TWN RGE SEC

10S 13E	3	SWSW	SESW	
	5	NWNW	SWNW	
	6	SESE		
	7	NENE		
	8	NENE	NWNE	SWNE
		SENE	NENW	NWNW
		SWNW	SENE	NESW

MICROFILMED
JUL 27 2000

TRANSFER NO. 5589
WATER RIGHT NO. 47-02371

PLACE OF USE: COMMERCIALTWN RGE SEC

	NWSW	SESW	NESE
	NWSE	SWSE	SESE
9	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE
	SESE		
10	NWNE	NENW	NWNW
	SWNW	SENW	NWSW
	SWSW		
16	NENE	NWNE	NENW
	NWNW	SWNW	SENW
17	NENE	NWNE	SWNE
	SENE		

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right may be affected by an agreement between the protestant and the right holder.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
4. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 9. The total instantaneous diversion of water from all points of diversion under Transfer 5589 shall not exceed 2.02 cfs, nor a total combined annual volume of 857.4 af.

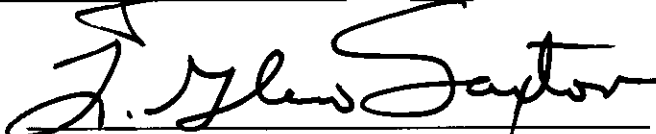
MICROFILMED
JUL 27 2000

TRANSFER NO. 5589
WATER RIGHT NO. 47-02371

CONDITIONS OF APPROVAL AND REMARKS

10. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
11. Commercial use is for a dairy located within the SE, S08 and the NE, S17, T10S, R13E.
12. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
13. Two points of diversion are located within NWSE S08, T10S, R13E.

Dated this 14th day of July, 2000.


Chief, Water Allocation Bureau

MICROFILMED
JUL 27 2000

RECEIVED

00 9 1999

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGIONTransfer No. 5589RECEIVED
MAY 18 2000
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Applicant Visser Holsteins dba Eagle View Farm Phone 909 597 6390
Post Office address 6851 Bickmore Chino, CA 91790

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☒ Other Split right
2. Describe the reason for the proposed changes Provide a water supply for a new dairy by transferring irrigation water

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|-------------------|---------------------|
| <u>47-02371</u> | <u>3-04-1963</u> | <u>2.02/857.4</u> | <u>Commercial</u> | <u>1-1 to 12-31</u> |
| <u>47-02371</u> | <u>3-04-1963</u> | <u>2.02/857.4</u> | <u>Stockwater</u> | <u>1-1 to 12-31</u> |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 2.02 cubic feet per second and/or 857.4 acre-feet per annum.
3. Source of water Ground water tributary to
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NW	SE	8	10S	13E	Twin Falls	2 New Dairy Wells
		SE	SW	8	10S	13E	Twin Falls	Existing well#5-backup
		SE	NW	8	10S	13E	Twin Falls	Existing well#6-backup

5. Lands irrigated or place of use:
- W=Lagoon effluent solids applied per attached map-entire farm

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	13E	8	W	W	W	W	W	W	W	W	W	W		W	C, S	C, S	C, S	C, S	
		17	C, S	C, S	C, S	C, S													
		3										W	W						
		5						W	W										
		6																W	
		7	W																
		9	W	W	W	W	W	W	W	W	W	W	W	W	W	W	W	W	
		10		W			W	W	W	W		W	W						
		16	W	W			W	W	W	W									

T 5589

PART 1

6. General Information:

a. Description of diversion system Wells and pipelines to dairy

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

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

Land occupied by the dairy will no longer be irrigated

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

FBI 27 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 47-02371

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.02 CFS	1232.0 AF

SOURCE

GROUNDWATER

Priority: 03/04/1963

LOCATION OF POINT(S) OF DIVERSION:NWSW , Sec. 5, Township 10S, Range 13E
TWIN FALLS CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	13E	5	:																														38.0
10S	13E	6	:				38		39								38		38		39					39		39				270.0	
																TOTAL ACRES											308.0						

CONDITIONS/REMARKS:

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? ____ If yes, describe:

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

☐ Tax Notice☐ Warranty Deed

MICROFILMED

☐ Other

JUL 27 2000

Page 3 of 6Transfer No. 5589

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 47-02371 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax notice ☐ Warranty Deed ☒ Other Agreement

3. Source of water Ground water tributary to _____

4. Date of priority 3-4-1963

5. Water is used for the following purpose:

Amount 2.02/1232 for Irrigation purposes from 4-01 to 10-31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 2.02 cubic feet per second and/or 1232 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SW	NW	5	10S	13E	Twin Falls	Well #1

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	13E	6			38	39					38	38	39		39	39			270
		5										38							38

Total acres 308

9. Describe any other water rights used for the same purpose as described above 47-2402

MIDWEST
JUL 27 2000

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

Yes If yes, describe Land was in conservation reserve program(10 year contract)

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

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

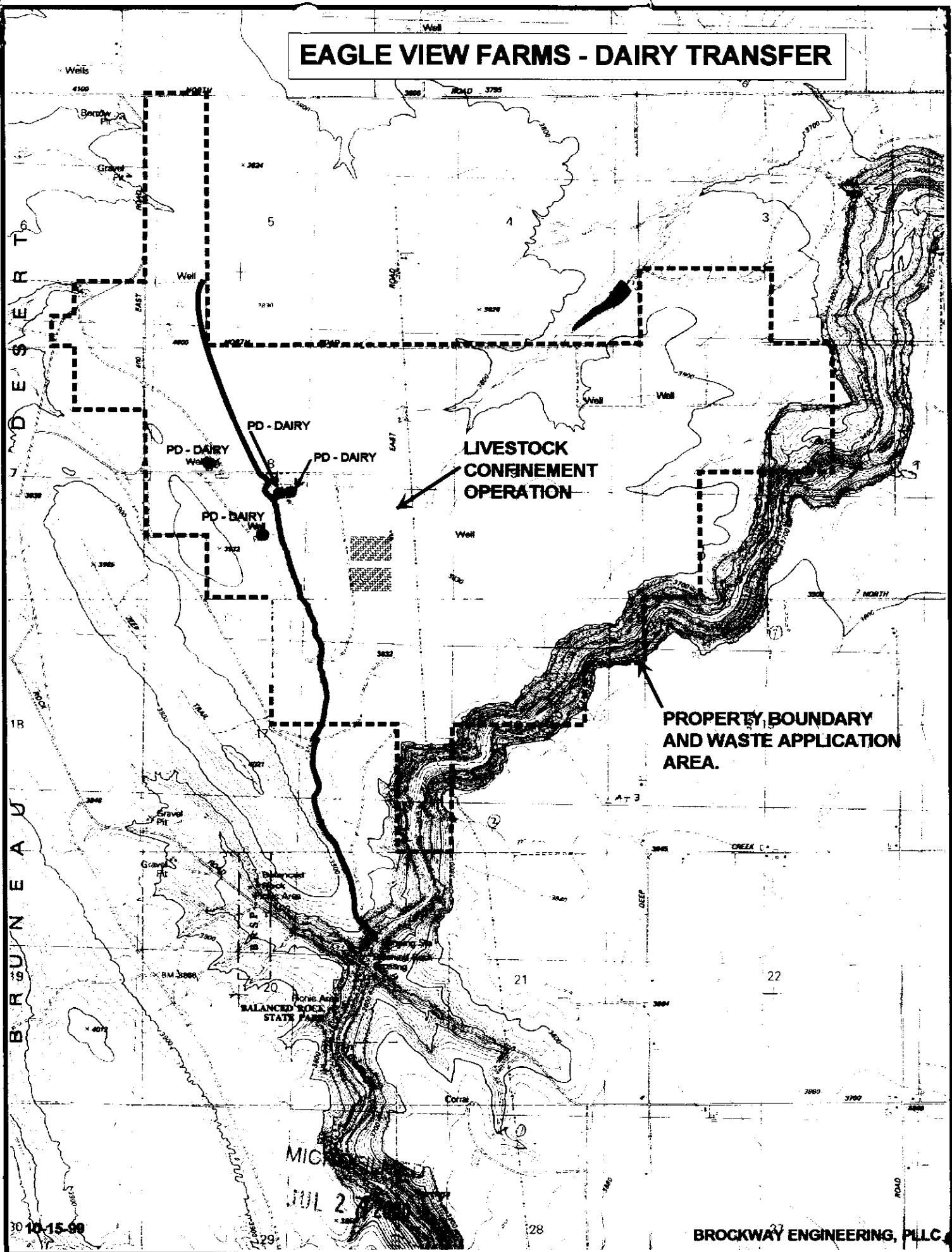
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

MICROFILMED

JUL 27 2000

EAGLE VIEW FARMS - DAIRY TRANSFER



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

A. Draw a map or attach a

USGS map indicating the new

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED MAP

MICROFILMED

JUL 27 2000

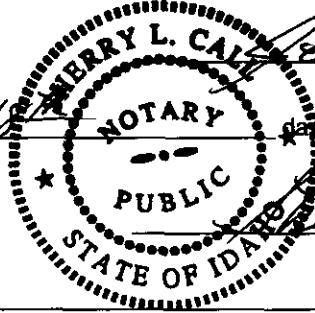
PART 3**B. CHANGES IN NATURE OF USE**

- | <u>New Nature of Use</u> | <u>Amount</u>
(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|------------------------------|------------------------|----------------------------|
| <u>Stock/comm.</u> | <u>2.02/854.7</u> | <u>as needed</u> | <u>1-1</u> to <u>12-31</u> |
| | | | to |
- Quantity and quality of return flows and location of discharge:
None
- Describe the effects on other water uses resulting from the proposed change:
None

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

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

Subscribed and sworn to before me this 18 day of May, 19 99.



Cherry L. Call
 (Notary Public)

My commission expires 3/03/04

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 6 attachments

Received by ADM Date 10/19/99 Protest filed by Lee Helper J- Withdrawn
Bill Chipman

Prelim. check by ADM Fee \$100 8022619

Receipted by GLS Date 21 Oct 99

Published in Boyle, Stateman, Lewiston, Idaho
Boyle, Stateman, Lewiston, Idaho

Pub. dates 12/15 & 12/22/99; 12/16 & 12/23/99 Copies of protest forwarded by

Watermaster recommendation requested on N/A Hearing held by Date

Recommended for ☒ Approval ☐ Denial

by ADM

Copy of transfer sent to lien holder NO

NO
 2001 2 1 2000

T# 5589



T#5589

T 11959 EL 2 11
3185

3
732

7 2000
2
63

1977 DUM

MICROFILM
JUL 27 2000

T# 5589

PARCEL 1:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho
Section 16: SW $\frac{1}{4}$ SW $\frac{1}{4}$

PARCEL 2:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho
Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 6: SE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 7: NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 8: E $\frac{1}{2}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 9: S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$
Section 16: NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 17: NE $\frac{1}{4}$

PARCEL 3:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho
Section 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; Lot 4, EXCEPT the North
525 feet thereof.

PARCEL 4:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho
Section 3: S $\frac{1}{2}$ SW $\frac{1}{4}$
Section 9: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 10: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$

Together with all water rights and well permits and together with
all existing improvements and appurtenances.

Subject to correction upon survey and issuance of a title policy.

MICROFILMED
JUL 27 2000

A
T#5589



United States
Department of
Agriculture

May 18, 1999

Farm and Foreign
Agricultural
Services

To whom it may concern:

Farm Service Agency

The following tract numbers and acreages have been in CRP from 1987 to 1996.

Twin Falls County
FSA Office
1441 Fillmore, Suite
B
Twin Falls, Idaho
83301-3380

Tract Number	Acres	Tract number	Acres
1193	110.2	1200	164.7
1201	164.9	1199	60.8
3956	38.5	1198	59.2
3956	61.4		

PH 208-733-5380
FX 208-734-5138

The following tract numbers and acreages have been in CRP from 1988 to 1997:

Tract Number	Acres	Tract Number	Acres
1193	219.8	1200	152.8
1197	315.3	1198	368.9
1194	17.8	1199	72.9
3956	462.5		

The following tract numbers and acreages have been in CRP from 1990 to 1999:

Tract number	Acres
8543	93.3

If you have any questions, please contact this office.

T. Snow

MICROFILMED

JUL 27 2000

AGREEMENT OF SALE

THIS AGREEMENT is made and entered into this 18th day of January, 1999, between JOHN W. PETERSON and CATHERINE EILEEN PETERSON, husband and wife, hereinafter referred to as "Sellers," and VISSER HOLSTEINS DAIRY, a California general partnership comprised of General Partners: THE VISSER FAMILY TRUST, HENRY VISSER AND BERNICE VISSER as Trustees; and JERROLD VISSER AND CAROL A. VISSER, husband and wife; hereinafter collectively referred to as "Purchasers."

RECITALS:

WHEREAS, Sellers own certain real property situated in Twin Falls County, Idaho, lying east of the paved road and consisting of approximately 2410 acres, more or less, and legally described as follows:

PARCEL 1:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho Section 16: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

PARCEL 2:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 6: SE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 7: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 8: E $\frac{1}{2}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 9: S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$

Section 16: NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$

PARCEL 3:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho

Section 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; Lot 4, EXCEPT the North 525 feet thereof.

PARCEL 4:

Township 10 South, Range 13 E., B.M., Twin Falls County, Idaho

Section 3: S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 9: N $\frac{1}{2}$ NE $\frac{1}{4}$

Section 10: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$

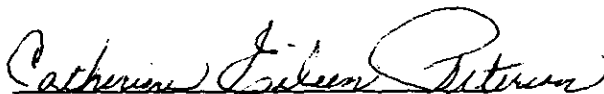
22. COUNTER-PARTS

This Agreement and all supplements and amendments thereto may be signed in counterparts, and all counterparts, together, shall be construed as one document. A photocopy and/or facsimile transmitted copy of this Agreement (and signatures) shall have the same force and effect as a signed original.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year hereinabove first written.

SELLERS:


JOHN W. PETERSON


CATHERINE EILEEN PETERSON

ADDRESS FOR NOTICES:

John W. Peterson
Catherine Eileen Peterson
P.O. Box 674
Castleford, ID 83321

WITH COPY TO:

Steven D. Peterson, Esq.
ROLIG & PETERSON, L.L.P.
102 Main Ave, South, Ste. 6
Twin Falls, ID 83303-2749

PURCHASERS:

VISSER HOLSTEINS DAIRY
THE VISSER FAMILY TRUST,
(General Partner)

HENRY VISSER, Trustee

BERNICE VISSER, Trustee

JERROLD VISSER, General Partner

CAROL A. VISSER, General Partner

ADDRESS FOR NOTICES:

Messrs. Henry Visser and Jerry Visser
Visser Holsteins Dairy
6841 Bickmore Avenue
Chino, CA 91710

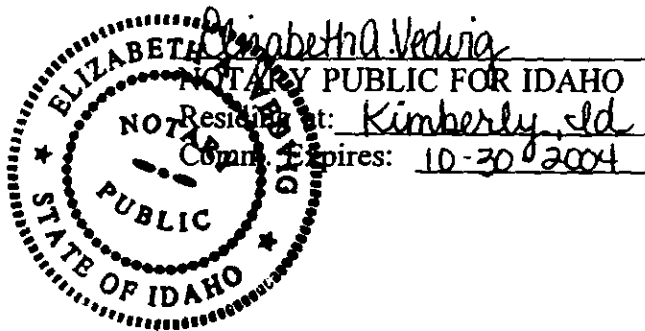
WITH COPY TO:

William A. Van Dyk
Attorney at Law
3535 Inland Empire Boulevard
Ontario, CA 91764

STATE OF IDAHO)
) ss.
COUNTY OF TWIN FALLS)

On this 18th day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN W. PETERSON and CATHERINE EILEEN PETERSON, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)

On _____, 1999, before me, a Notary Public in and for said State, personally appeared HENRY VISSER and BERNICE VISSER, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Notary Public
Residing at: _____
My Commission Expires: _____

ATTACHMENT

RECEIVED

JUN 08 2001

Department of Water Resources
Southern Region

Idaho Department of Water Resources License Number 47-02371, Priority Date March 4, 1963, 2.02 CFS.

Idaho Department of Water Resources License Number 47-02316B, Priority Date January 12, 1959, 3.33 CFS.

Idaho Department of Water Resources License Number 47-02316C, Priority Date January 12, 1959, 6.92 CFS.

Idaho Department of Water Resources License Number 47-02402, Priority Date April 5, 1965, 6.40 CFS.

Idaho Department of Water Resources License Number 47-02417, Priority Date April 19, 1966, 16.89 CFS.

Idaho Department of Water Resources License Number 47-07642, Priority Date April 30, 1980, 12.00 CFS.

Idaho Department of Water Resources License Number 47-02331, Priority Date March 22, 1960, 3.91 CFS.

Idaho Department of Water Resources License Number 47-02341, Priority Date September 12, 1960, 3.42 CFS.

Idaho Department of Water Resources License Number 47-02342, Priority Date September 12, 1960, 3.10 CFS.

Idaho Department of Water Resources License Number 47-02381, Priority Date November 13, 1963, 2.31 CFS.

MICROFILMED
AUG 08 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 25 2001
Department of Water Resources
Southern Region

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
JUN 08 2001
Department of Water Resources
Southern Region

1. Water Right No(s).: (see attached) 41-02371
Adjudication Claim No(s).: _____
2. The following **REQUIRED** information must be submitted with this form:
 - A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - B) A **FEE** of \$25.00 per water right or adjudication claim.
3. Name and Mailing Address of Person or Company holding Security Interest
American AgCredit, FLCA
P.O. Box 1120
Santa Rosa, California 95402-1120
4. Name of Water Right Owner/Claimant(s)
Visser Holsteins, a General Partnership dba Eagle View Farms
5. Expiration Date of Notification Period May 1, 2031
6. Is this a Renewal of Request for Notification? YES X NO
7. Signature(s) (and title if applicable) American AgCredit, FLCA
 By: *[Signature]*

RECEIVED
JUN 15 2001
Department of Water Resources

For Office Use Only

Received by *[Signature]* Date 6/3/01 Fee \$250.00
 Receipted by *[Signature]* Date 6/4/01 Receipt No. 5024051
 Processed by *[Signature]* AJ Date _____ WR _____ Date _____

~~See file 41-02371 for support documents~~

MICROFILMED
JUN 08 2001



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 26, 2001

VISSER HOLSTEINS
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790

RE: Water Right 47-2371 (Transfer 67009)

Dear Water Right Holder(s):

Enclosed please find an Order Granting Extension of Time to Complete Transfer issued by the department in reference to the above listed information.

Please be advised that the Department cannot grant additional extensions of time to complete this transfer.

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

Sincerely,

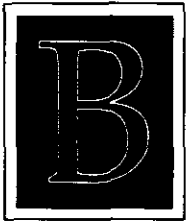
for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

MAR 29 2001



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

MAR 16 2001

Department of Water Resources

March 13, 2001

Mr. Glen Saxton
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

Re: Transfer No. 5589, ⁶⁷⁰⁰⁹Visser Holsteins
Water Right 47-02371

Dear Glen:

Transfer # 5589 was approved on July 14, 2000 to provide a water supply for the proposed Eagle View Farms dairy. Construction has begun on the dairy facility and the well, which will be used for the water supply, is in operation. Transfer # 5589 requires completion of the changes to effect the transfer by July 14, 2001.

Both principal partners, Jerry Visser and his father, have been in poor health and are just now recuperating. Delays in commencement of construction have occurred due to these family matters, other permitting requirements, and inclement weather. It is expected that construction of the large dairy will not be complete until at least the winter of 2001 and that full beneficial use of the water may not occur until late spring of 2002.

I am requesting, on behalf of Visser Holsteins, an extension of time to July 14, 2002 to accomplish the changes authorized under the transfer.

Sincerely,

Charles E. Brockway, P.E.

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

cc: Jerry Visser, Visser Holsteins

MICROFILMED
MAR 23 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

VISSEER HOLSTEINS
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790

RE: Water Right 47-02371 (Transfer 5589)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5589). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeff Peppersack'.

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JUL 27 2000

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of July, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 47-02371 (Transfer 5589)

**VISSER HOLSTEINS
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790**


Kari Lynn Townsend
Secretary

MICROFILMED

JUL 27 2000

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

MICROFILMED
JUL 27 2000

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MEMO

FROM: Allen Merritt

RECEIVED

DATE: 5/10/2000

Department of Water Resources

TO: Transfer File Nos.

5588

5589

Water Right(s):

T47-02342

T47-02371

T47-02381

T47-02331

T47-02341

T47-02417

T47-07642

T47-02316B..

T47-02316C.. \ ... A47-16773

T47-02402

RECEIVED

MAY 18 2000

Department of Water Resources

In the Name of: **Visser Holsteins dba Eagle View Farms**

SUBJECT: Review and Recommendation

These two transfers were filed for the purpose of drying up acres for development of a dairy on the site. The water rights are currently claimed in the SRBA as a 2365.2 acre PPU. The first transfer deals with the irrigated land at the site. It associates all rights in the PPU except 47-02371 and creates a new PPU creating a hole where the dairy is to reside and drying up other acres. The second deals with 47-02371 converting that groundwater right to use in the proposed dairy for stockwater and commercial use. It also identifies the lands where the wastewater from the dairy will be land applied which is essentially the same lands irrigated under the first transfer. The second transfer requests the drilling of two new wells. In total 521.7 acres are to be dried up at the site (2365.2 - 1843.5) however old right 47-02371 is for irrigation of 308 acres.

T5588

This transfer has a mixture of groundwater and water from Salmon Falls Creek which is pumped into a common distribution system. Some of the rights from Salmon Falls Creek are limited by the diversion capacity of the pumping works on the creek lifting the water out of the canyon. (See letter dated 12/20/99 to Armand Eckert, Secretary for Water District 47G based on condition limits of rights) The watermaster's recommendation for this transfer was in opposition to approval. His basis for opposition is his belief that Salmon Falls water is not sufficient to water entire property and it would be difficult to administer commingled water ground and surface water rights.

T5589

Quantification of the use of right 47-02371 was requested of the applicant. See **Brockway Narrative for response**. Apparently power records were not available since much of the land has

been in CRP for many years. The applicant did supply affidavits from previous owners that describe how the original well for 47-02371 was utilized. Based on Brockway's analysis 857.4 afa have been historically used and are available for conversion to the dairy. This analysis assumes that all water historically pumped was totally consumptive. Review of the proposed water use for the proposed dairy finds that 289.3 afa is required (241.6 afa stockwater + 47.7 afa commercial use in barn).

Both transfers were advertised and protested by Bill Chisholm and Lee Halper. The applicant through his attorney formulated an agreement which resolve the protests.

Recommendation

I recommend that these transfers be approved subject to the following conditions:

Conditions for both transfers

- Subject to private agreement between applicant and protestants.
- Subject to SRBA.
- Subject to other federal, state and county requirements as may apply.

Transfer 5588

- Rights are limited to the number of acres originally licensed when used within the PPU.
- Measuring devices be installed and maintained on all wells.
- Right 47-07642 is subject to Dam Safety requirements.
- Rights 47-02402, 47-02417, 47-07642, and 47-16773 (47-02316B + 47-02316C) when combined with 47-07565, 47-07569, 47-07615 and 47-07618 are limited to the capacity of the diversion works out of the Salmon Falls Creek canyon (24.71 cfs) and are under the control of the watermaster of water district 47G. Measuring devices and control works must be maintained at the Salmon Falls Creek pumping station.
- Surface water to be used to the maximum extent possible prior to use of groundwater.
- When all rights combined there shall not be utilized more than 0.02 cfs/acre at any one time. When all rights combined the allowed acres to be irrigated is 1843.5 acres and the annual volume for all irrigation use is limited to 4.0 afa/acre irrigated.

Transfer 5589

- The two new wells authorized to be drilled are subject to drilling permit requirements.
- Measuring devices be installed and maintained on all wells.
- Right 47-02371 is limited to 2.02 cfs and 289.3 afa for use at the dairy.

✓ T-record updated to reflect this volume. Right is not split, entire flow rate is transferred to Dairy & source (irrigation) property is dried up under both transfers

JUL 27 2000

FILE PROGRESS SUMMARY

FILE PROGRESS

Eagle View Farm
Visser

47 02371

[illegible]
$$\frac{1}{3} / OC$$



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**

April 20, 2000

**KARL J. DREHER
DIRECTOR**

**ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790**

**TIMOTHY J STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906**

Re: Application for Transfer No. 5588 (47-02331 et al) & No. 5589 (47-02371)

Gentlemen:

This office acknowledges receipt of the Settlement Agreement regarding the above referenced applications.

Since the issue of the protest has been resolved, the Department is now prepared to proceed with the normal processing of the applications which includes regional review prior to being forwarded to our State Office.

The Department will continue review of the applications without further contact with the parties unless information is requested.

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

Very truly yours,

Allen D. Merritt, P.E.

Southern Region Manager

AM:mb

Cc:

**C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301**

**LEE HALPER
331 S 230 W
JEROME ID 83338**

**BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316**

MICROFILMED

JUL 27 2000

ROSHOLT, ROBERTSON & TUCKER
ATTORNEYS AT LAW

142 TOWN AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, ID 83303-1906
(208) 734-0700
FAX (208) 736-0041

MEMORANDUM

TO: Brit D. Groom
Allen Merritt

FROM: Timothy J. Stover/cl

DATE: April 17, 2000

RE: Chisholm v. Twin Falls County, et al

RECEIVED
APR 18 2000
Department of Water Resources
Southern Region

Enclosed please find a copy of the Settlement Agreement in the above matter. If you have any questions or comments, please do not hesitate to contact me. Thank you.

MICROFILMED
JUL 27 2000

T 5589

RECEIVED
APR 18 2000
Department of Water Resources
Southern Region

SETTLEMENT AGREEMENT

This Settlement Agreement is made and entered into this 17th day of April, 2000, by and between VISSER HOLSTEINS, a California partnership, d/b/a/ EAGLE VIEW FARMS ("Visser") and BILL CHISHOLM, an individual, LEE HALPER, an individual, and the MEMBERS OF THE FARM URBAN NETWORK CHAPTER OF THE IDAHO RURAL COUNCIL (collectively referred to as "Protestants").

RECITALS:

1. Visser applied for and received from Twin Falls County, Idaho, a livestock confinement operation permit ("LCO Permit") for operation of a dairy ("Dairy") on real property in Twin Falls County, Idaho, more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference ("Subject Property"). The decision of Twin Falls County granting said permit was appealed by the Protestants pursuant to a Notice of Appeal Petition for Review, filed in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, on November 1, 1999, Case No. CV 99-3709 ("Appeal").

2. Visser applied to the Idaho Department of Water Resources for an Application for Transfer of Water Rights, Transfer Nos. 5588 and 5589 ("Transfers"). The Transfers are necessary for operation of the Dairy. Protestants Bill Chisholm and Lee Halper filed a protest against the Transfers with the Idaho Department of Water Resources ("Protests").

3. By this Settlement Agreement, the parties wish to resolve and arrive at a mutually acceptable agreement concerning the withdrawal of the protest and dismissal of the Appeal.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties hereto, for themselves, their successors and assigns, agree as follows:

1. Visser will limit the number of animals to be located or housed on the Dairy or Subject Property to no more than ten thousand (10,000) animals and will milk no more than five thousand animals at any one time; provided, however, that the total number of animal units, as determined by Chapter 5.3-1 of the Twin Falls County Zoning Ordinance, may exceed that ten thousand (10,000) animal number.

2. All lagoons constructed on the subject property for purposes of storing liquid dairy nutrient generated by The Dairy shall be designed by a professional engineer registered in the State of Idaho, who shall stamp the plans, approve construction inspection reports and provide final certification of construction of said lagoons. The lagoons shall be designed and constructed using criteria equal to or exceeding guidelines contained in N.R.C.S. Part 651.1080, Appendix 10D - Geotechnical, Design, and Construction Guidelines. Said lagoons shall be sized to meet or exceed the storage requirements for maximum Dairy nutrient water production and storm events as required by the Idaho Department of Agriculture's Dairy Nutrient Management Guidelines.

3. Land application of liquid dairy nutrient generated by the Dairy shall only occur during the growing season or upon growing crops. Application rates of said nutrient shall be limited to loading which maintain soil nutrient concentrations at or below nutrient thresholds for the soil to which the

JUL 27 2000

T#5589

liquid dairy nutrient is to be applied or to amounts which can be utilized by the crop to be grown on said land during the growing season, as determined by annual soil nutrient monitoring.

4. Visser's approved Nutrient Management Plan shall be available to the general public through the Idaho Department of Agriculture.

5. Visser shall, on an annual basis, sample soils on each field to which liquid or solid dairy nutrient generated by the Dairy will be applied, using Idaho Department of Agriculture guidelines.

6. Visser shall enter into binding Nutrient Application Agreements with area property owners for acceptance and application of liquid or solid nutrient generated by the Dairy. Pursuant to said Nutrient Application Agreements, and taking into consideration the farmable acres owned by Visser, Visser shall own, or have under contract, sufficient acres for application of all liquid and solid dairy nutrient generated by the Dairy, as determined by its Nutrient Management Plan.

7. Visser shall install Idaho Department of Water Resources approved flow meters with a totalizer on all wells which will supply water to the Dairy for commercial or stockwater purposes.

8. All nutrient storage, feed storage or corrals located on the Dairy shall be a minimum of one hundred (100) feet from any well.

9. All wells supplying water to the Dairy for commercial or stockwater purposes, shall be tested every six (6) months for coliform bacteria and nitrate levels. The results of said tests shall be provided to the parties to this Agreement upon request.

10. All lights constructed on the Dairy shall be directional and shielded, so as to minimize any impact on neighboring properties.

11. Visser and Protestants understand and agree that development and construction of the Dairy shall occur in phased increments. Further, Visser agrees that within three (3) months of the date the Dairy reaches the level of housing five thousand (5,000) animals, and at a time and place mutually agreed to by Visser and the Protestants, a meeting with the Protestants to discuss any concerns they may have with regard to the operation of the Dairy will take place. Further, as a result of said meeting, Visser agrees to make a good faith effort to resolve any concerns the Protestants may have with regard to the operation of the Dairy.

12. As further consideration, Visser agrees to make certain donations in the following manners and amounts:

- (a) On the First day of the month following the day which the Dairy becomes operational and begins milking cows, and on the first day of each month thereafter, for a total period of nine (9) months, Visser shall make nine (9) donations to the Castleford School District in the amount of One Thousand Dollars (\$1,000). Said donations shall total Nine Thousand Dollars (\$9,000).
- (b) On the first day of the month following the day on which the meeting referred to in paragraph 11 above takes place, and on the first day of each month thereafter, for a total period of nine (9) months, Visser shall make nine (9) donations to the Castleford School District in the amount of One Thousand Dollars (\$1,000). Said donations shall total Nine Thousand Dollars (\$9,000).

13. Upon execution of this Agreement, the Protestants will withdraw any and all Protests to the Transfers and dismiss the Appeal and, based upon this private agreement of the parties, after consulting with private legal counsel each party bearing their own costs and attorneys fees associated with the Protests or Appeal.

14. This Settlement Agreement may be enforced by legal or equitable remedies available by a court of competent jurisdiction.

15. If a suit or action is instituted to enforce any of the terms of this Settlement Agreement, the prevailing party shall be entitled to recover all costs and attorneys fees from the non-prevailing party.

16. Protestants acknowledge that this Settlement Agreement has been drafted by the law firm of Rosholt, Robertson & Tucker for and at the request of Visser and that said law firm can only represent Visser.

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first above written.

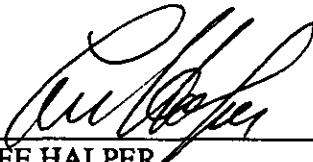
"VISSER"

VISSER HOLSTEINS

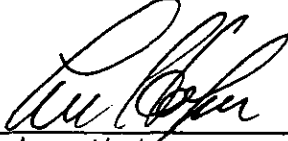
By: 
JERROLD VISSER
Its: PARTNER

"PROTESTANTS"


BILL CHISHOLM


LEE HALPER

FARM URBAN NETWORK CHAPTER
OF THE IDAHO RURAL COUNCIL

By: 
Lee Halper
Its: VICE-CHAIRMAN

FILED

JUL 27 2000

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

On this 17th day of April, 2000, before me, a Notary Public in and for said County and State, personally appeared JERROLD VISSER, known or identified to me, to be the PARTNER of VISSER HOLSTEINS, and the person who executed the foregoing instrument, and acknowledged to me that he executed the same on behalf of Visser Holsteins.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

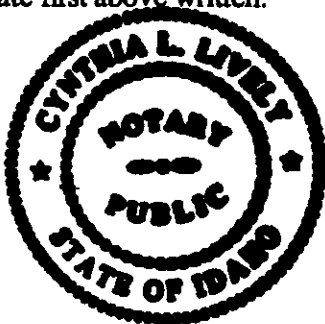


Cynthia L. Lively
NOTARY PUBLIC
Residing at Twin Falls
My commission expires 10-08-2005

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

On the 17th day of April, 2000, before me, a Notary Public, in and for said County and State, personally appeared BILL CHISHOLM known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



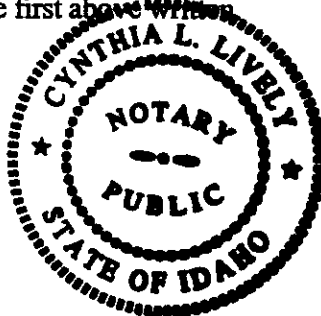
Cynthia L. Lively
NOTARY PUBLIC FOR IDAHO
Residing at Twin Falls
My commission expires 10-08-2005

MICROFILMED
101 27 2000

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

On the 12th day of April, 2000, before me, a Notary Public, in and for said County and State, personally appeared LEE HALPER known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

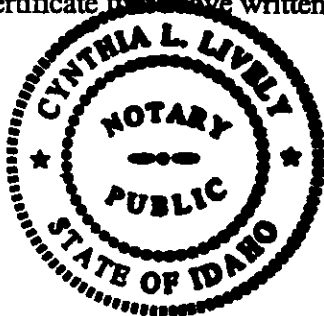


Cynthia L. Lively
NOTARY PUBLIC FOR IDAHO
Residing at Twin Falls
My commission expires 10-08-2005

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

On this 12th day of April, 2000, before me, a Notary Public in and for said County and State, personally appeared LEE HALPER, known or identified to me, to be the VICE-CHAIRMAN of FARM URBAN NETWORK CHAPTER OF THE IDAHO RURAL COUNCIL, and the person who executed the foregoing instrument, and acknowledged to me that he executed the same on behalf of Farm Urban Chapter of the Idaho Rural Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Cynthia L. Lively
NOTARY PUBLIC
Residing at Twin Falls
My commission expires 10-08-2005

trhw\jswisser\settleag

MICROFILMED
JUL 27 2000



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

April 3, 2000

BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316

RE: APPLICATIONS FOR TRANSFER NO. 5588 & 5589 (Visser Holsteins dba Eagle View Farms)

Gentlemen::

Pursuant to your request, the time for the hearing scheduled for April 13, 2000 has been changed to 10:00 a.m. Correspondence has been sent to all parties of the change.

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.
Southern Region Manager

AM:MB

cc:
ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

TIMOTHY J STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

LEE HALPER
331 S 230 W
JEROME ID 83338

APR 10 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATIONS	)	
FOR TRANSFER NOS. 5588 & 5589	)	
Visser Holsteins dba Eagle View Farms,	)	AMENDED NOTICE OF JOINT HEARING
Applicant	)	
Lee Halper & Bill Chisholm,	)	SOURCE: Groundwater
Protestant(s)	)	COUNTY: Twin Falls

On October 19, 1999 Visser Holsteins dba Eagle View Farms, (applicant), filed with the Department of Water Resources two applications to transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said applications from the above captioned protestants. The applicants have waived a pre-hearing conference.

The Department has set the matters for a joint-hearing on **Thursday-April 13, 2000 at 9:00 a.m.** in the Obenchain Community Room, Obenchain Insurance Building, 264 Main Avenue South; Twin Falls, ID. Participants are cordially requested to use the WEST entrance to the building which faces the one-way Second Avenue South street.

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.

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 30th day of March, 2000.



Allen D. Merritt, P.E.
Regional Manager

MICROFILMED

JUL 27 2000

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of March, 2000 a true and correct copy of the foregoing AMENDED Notice of Hearing was forwarded with all required charges prepared, by Regular U.S. Mail, to the parties listed:

Mary Baldwin
Secretary

ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790

TIMOTHY J STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

LEE HALPER
331 S 230 W
JEROME ID 83338

BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

MICROFILMED



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**

March 30, 2000

**ATTN PEGGY HANSEN
OBENCHAIN COMMUNITY ROOM
264 MAIN AVE SOUTH
TWIN FALLS ID 83301**

Dear Peggy:

The purpose of this letter is to confirm the reservation of the Obenchain Main Avenue Community Room for Thursday-April 13, 2000 from 9:00 a.m.- 6:00 p.m.

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

Thank you very much for your assistance in this matter.

Very truly yours,

**Mary Baldwin
Administrative Assistant**

**MICROFILMED
JUL 27 2000**

Merritt, Allen

From: Skinner, Corey
Sent: Tuesday, March 21, 2000 5:12 PM
To: Merritt, Allen; Saxton, Glen
Cc: Hollingshead, Dave; Stubblefield, Mike
Subject: Marshall Dam & Transfers #5588 and #5589

I was reviewing the list of Department regulated dams located in Southern Region and came across Marshall Dam (D47-07642) and recalled that the property where the dam is located is subject to pending, protested, transfers #5588 and #5589. The transfers are filed in the name of Visser Holsteins dba Eagle View Farms. Transfer #5588 involves several irrigation water rights on the property, including right 47-07642, which is an irrigation storage right for the Marshall Dam facility. Transfer #5589 is an irrigation to dairy conversion for a proposed dairy to be built on the property. A hearing for the transfer protests is scheduled for this Thursday and Friday here in Twin Falls.

Marshall Dam consists of a reservoir that is completely enclosed by a 12 foot high earth embankment, with the reservoir being divided into two equal portions, by another embankment. The reservoir consists of two "cells" with each having a storage volume of about 70 acre-feet. The dam and reservoir(s) are located in the SESE 1/4 of Section 08 (T10S, R13E), which has been identified as the location of the dairy on transfer # 5589. The dam has not stored water for many years, apparently because the property has been in CRP. The Department's Dam Safety Section has been corresponding with Salmon Falls Ranch regarding Marshall Dam. We have advised Salmon Falls Ranch to let the Department (Dam Safety) know of any changes in the status of the dam (see Mike Stubblefield's 02/18/1999 letter in Dam Safety File).

I am not sure of what the plans are for the dam. Transfer #5588 describes "storage ponds" as part of the diversion system and Transfer #5589 indicates that the livestock confinement operation (dairy) will be built on the same site as Marshall Dam. You may want to keep your eyes and ears open during the hearing to see if anything is mentioned that could shed light on the plans for Marshall Dam. If irrigation water is planned on being stored behind Marshall Dam, then the Department may require special construction requirements before water is stored at the facility. If dairy waste water is stored at the facility, then Marshall Dam may possibly be turned over to the Department of Agriculture. I am not sure, who will regulate the dam if both sources are stored at the facility (Dave Hollingshead may shed some light on this possibility). If we end up possibly approving transfers #5588 and #5589, we may want to implement some sort of conditions addressing the Marshall Dam situation on the property.

Corey

MICROFILMED

JUL 27 2000

RECEIVED

MAR 08 2000

Department of Water Resources
Southern Region

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

IN THE MATTER OR APPLICATIONS)
FOR TRANSFERS ~~RIGHTS~~ 5588 & 5589)
IN THE NAME OF EAGLE VIEW FARMS)

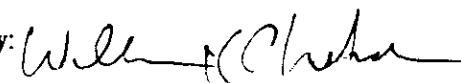
PROTESTANT'S WITNESS LIST

EAGLE VIEW FARMS, APPLICANT)

WILLIAM K. (Bill) CHISHOLM,)
PROTESTANT)

PROTESTANT, WILLIAM K. CHISHOLM, HEREBY submits to the applicant's attorney his proposed list of witness to be called at hearing on March 23, 2000 on the matter of the transfer of water rights 5588 and 5589. This witness list is in the form of a petition signed by citizens of Twin Falls County in opposition to this dairy before the Twin Falls County Planning and Zoning and before the Twin Falls County Board of Commissioners in support of a moratorium on all new and expanding CAFOs. These witnesses will speak in support of Protestant's contention that granting of these water right transfers is not in the local public interest. See attached Petitions, which constitute the Protestant's witness list.

Submitted by:



William K. Chisholm

March, 8, 2000

MICROFILMED

JUL 27 2000

CERTIFICATE OF MAILING

I hereby certify that on the 8th day of February, 2000, I mailed or hand delivered a true and correct copy, postage prepaid, of the foregoing PROTESTANT WILLIAM K. CHISHOLM'S POTENTIAL WITNESS LIST to the persons listed below:

RE: Transfers #s 5588 & 5589 (Eagle View Farms)

TIM STOVER
ROSHOLT, ROBERTSON AND TUCKER
142 3RD AVE N.
TWIN FALLS, IDAHO 83301

(HAND DELIVERED)

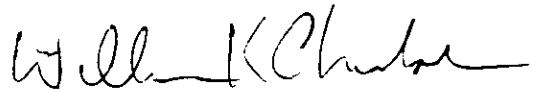
GLENN SAXTON
IDWR
P.O. BOS 83720
BOISE, IDAHO 83720-0098

(MAILED)

HAND DELIVERED

ALLEN MERRITT
IDWR SOUTHERN REGION
1341 FILLMORE ST. SUITE 200
TWIN FALLS, IDAHO 83301-3380

LEE HALPER
331 S 230W
JEROME, IDAHO 83338



By: William K. Chisholm

MICROFILMED
JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:

Signature:

Address:

Date:

- 1 W. 11122 K Chisholm W. Chisholm 19077 E Hwy 30, Buhl 6-17-99
- 2 Terry Sonnen Terry Sonnen 1602 E 37th N Buhl 6/14/99
- 3 Jessica Plummer Jessica Plummer 645 Fawnbrook Ave T.F. 6/14/99
- 4 Kathleen Synge 210 8th Ave N. Buhl 6/14/99
- 5 Boyer MTH 17525 Hwy 30 Buhl ID 6/14/99
- 6 Donald Smith 18525 Hwy 30 Buhl, Id. 6/14/99
- 7 Jera Kreilkamp Jera Kreilkamp 210 8th Ave N. Buhl 6/14/99
- 8 Grudel Jackson 3900 U 1390 BE Buhl 6/15/99
- 9 Jerry Jackson #22 Aiken Buhl 6/15/99
- 10 Cheryl MacKacek 1556 E 4200 N Buhl 6/15/99
- 11 William M. Lucas 3000 N. Wagon Springs Rd. Wendell 6/15/99
- 12 Marc Jinson 19994A Hwy 30 Buhl 6/15/99
- 13 Tracy Doty 4347 A N 120th E 6/15/99
- 14 Carolee Lawrence 910 Moonglow Rd #46 6-16-99
- 15 Beth Shields 2 Manor Drive 6-16-99
- 16 Alta Lannon 417 Broadway N Buhl 6-16-99
- 17 Margaret 3711 N 120th E 6-16-99
- 18 Scott Williams 222 N 9th Ave, Buhl 6-16-99
- 19 Chuter Lewis 259 Pleasant Rd Buhl 6-16-99
- 20 Cory Womble 1446 E 1300 N Buhl 6-16-99

MICROFILMED
JUL 27 2000

21. Onah Ser Mehlenbrint Onah Ser Mohlenbrint 1660 E 3700 N Buld 9/28/79
22. Rutt J. Day, 4310 N 2000 E. Tulu, Idaho - 6-28-47 -

MICROFILMED
JUL 27 2003

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name: Signature: Address: Date:

- 1 Memo H. H. H. 2874E 3500N Twin Falls - 6/15/99
- 2 Willie H. H. 223 E 3500N Twin Falls - 6/16/99
- 3 Roy Beaumont 223 E 3500N Twin Falls, ID. 6/17/99
- 4 Paul H. H. 227 E 3500N TC 6-17-99
- 5 Edythe G. G. 267 Madison TF 6-17-99
- 6 Gmmy Olmstead 3133 E 3500N TF 6-17-99
- 7 Al H. H. 3133 E 3500N TF 6-17-99
- 8 H. H. H. 421-2nd Ave West, T.F. 6-18-99
- 9 Cecil R. Bowyer - 689 Borch Ave. - Twin Falls, ID
- 10 _____
- 11 _____
- 12 _____
- 13 _____
- 14 _____
- 15 _____
- 16 _____
- 17 _____
- 18 _____
- 19 _____
- 20 _____

MICROFILMED
JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name	Signature	Address	Date
1	<u>David D. Peterson</u>	1536 Willow Lane	6-17-99
2	<u>James J. Buck</u>	578 Terry Court	6-17-99
3	<u>Paul Olsen</u>	Mineral Hot Springs	6-19-1999
4	<u>Bruce Pleyte</u>	14 Shooting Star Place T.F.	6/20/99
5	<u>Clayton Pleyte</u>	14 Shooting Star Place T.F.	6/20/99
6	<u>Karen Pleyte</u>	14 Shooting Star Pl. TW	6/20/99
7	<u>Shirley Monard</u>	Box 167 Bliss ID 83314	6/20/99
8	<u>Lucas Harnel</u>	Box 153 Twin Falls Co. ID 83314	6/20/99
9	<u>John C. H.</u>	Box 153 Bliss ID 83314 TWIN FALLS Co.	6/20/99
10	<u>John Leonard</u>	Box 167 Bliss ID 83314	
11	<u>Jamie G. Kimberley</u>	800 Main Buhl, ID 83316	6/21/99
12	<u>Jamal B. Winkler</u>	800 Main Buhl, ID 83316	6/21/99
13	<u>Jami Mitchell</u>	Jami Mitchell 330 6th Ave E Twin Falls, ID 83301	6/24/99
14	<u>David Woodhead</u>	David Woodhead 251 5th Ave E Twin Falls, ID 83301	6/24/99
15	<u>Earl Mitchell</u>	330 6th Ave E. Twin Falls ID 83301	6-24-99
16			
17	<u>Cynthia Lynn Anderson</u>	Cynthia Lynn Anderson 3815 N 20th E Filer, ID 83328	
18	<u>Mike Jones</u>	1525 E 41st N Buhl	7/3/99
19	<u>James Randall</u>	Buhl, ID	7/3/99
20	<u>Gerald Ransom</u>	511 9th Ave N Buhl, ID	7/3/99

MICROFILMED
JUL 27 2020

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:	Signature:	Address:	Date:
1 CAROLYN WOLTER	<i>Carolyn Wolter</i>	1880 E 4500 N. BUHL	6-17-99
2 John Kemper	<i>John Kemper</i>	303 6th AVE N. TF.	6-17-99
3 Rene Labat	<i>Rene Labat</i>	251 Clinton Dr TF	6-17-99
4 KATHLEEN CANU	<i>KATHLEEN CANU</i>	402 3rd AVE E. TF	6-17-99
5 J. Arnsky	<i>Jama R. Arnsky</i>	206 S. 5th St TF	6-17-99
6 RALPH WOLTER	<i>Ralph Wolter</i>	1880 E 4500 N BUHL	6-21-99
7 WARREN E. TOSCHEN	<i>Warren E. Toschen</i>	3654 W 1000 E BUHL	6-21-99
8 <i>Sehr</i>	<i>Severo</i>	38 Van Buren TWIN FALLS	6-30-99
9 <i>Shirley</i>	<i>Shirley</i>	322 Harrison St TF	7-1-99
10 Jone M Newman	<i>Jone M Newman</i>	1021 Parkway Drive	7-2-99
11 Mary Hoag	<i>Mary Hoag</i>	2006 Sherry Ln	7/8/99
12 Robert Hoag	<i>Robert Hoag</i>	2006 Sherry Lane	7/8/99
13			
14			
15			
16			
17			
18			
19			
20			

MICROFILMED
JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:

Signature:

Address:

Date:

1 E.D. Stutzman E.D. Stutzman 1845 E 4th St 7-3-99

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MAILED
JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name: Signature: Address: Date:

- 1 Carol Barsness Carol Barsness 4011 Hwy 93 - Tiller, 4/28/99
- 2 PERRY Jensen Perry Jensen 443 F. Ridgeway T.F. 7/12/99
- 3 ERVIN ROST 5 Ervin Rost 513 Mistlgr St. Burle 7-21
- 4 THERESA Jensen Theresa Jensen 443 Ridgeway T.F. 7-9-99
- 5 Tanya Miller Tanya Miller 3500 N. 3000E Filer 7-7-99
- 6 Pat Jensen Pat Jensen 443 Ridgeway T.F. 7-8-99
- 7 Kay Barsness Kay Barsness 661 Crestview Dr. T.F. 7-8-99
- 8 DIANIE BARSNESS Jennie Barsness 18 7-8-99
- 9 Jacob Jensen Jacob Jensen 1515E 4200N
- 10 Floyd Jensen F. Jensen 1417E 3400N Bull 7/9/99
- 11 Louise R. Reading Louise R. Reading 3926 N 1400E Bull 7/9/99
- 12 Robin Tverdy Robin Tverdy 1304E 3600N Bull 7/12/99
- 13 PISCILLA Sisson Pamela Sisson 1625 Maple Bull #25 7/12/99
- 14 Shari Darrow Shari Darrow 837E 3800N Bull 7-12-99
- 15 FLORENCE PIERCE Florence Pierce 1415AE 4400N Bull 7-14-99
- 16 _____
- 17 _____
- 18 _____
- 19 _____
- 20 _____

MICROFILM
JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:	Signature:	Address:	Date:
1	<i>[Signature]</i>	917 E 4300 N Buhl	6-21-99
2	<i>[Signature]</i>	4793 River Rd Buhl	6-22-99
3	<i>[Signature]</i>	58-C Bell Road 83332	6/23-99
4	Mary Sisson	1730 E 4100 N Buhl	6-23-99
5	Jerry Sisson	1730 E 4100 N Buhl	"
6	James R. Davis	JAMES R. DAVIS 1319 RIVERSIDE DR. Buhl	6-23-99
7	Russell B. Wainert	Russell B. Wainert 1310 Riverside Dr. Buhl	6-24-99
8	Debbie Swann	Debbie Swann 3954 N. 1500 E Buhl	6-24-99
9	Lowther Shuler	P.O. Box 714 Castleford ID	6-24-99
10	Lisa Knudson	Lisa Knudson 1133 E 3500 N Buhl	6-25-99
11	Charles Lehman	4047 N 1600 E Buhl	6/25/99
12	Leah H. Lehman	4047 N 1600 E Buhl	6/25/99
13	<i>[Signature]</i>	101 4th AVE S Buhl	6/25/99
14	<i>[Signature]</i>	3667 N 1600 E Buhl	6/25/99
15	Carolyn M. Jones	Carolyn M. Jones 1453 N East 4450 North Buhl	6/25/99
16	Loraine Reese	3453 N 800 E Castleford	6/26/99
17	<i>[Signature]</i>	221 6th AVE S Buhl, ID 543-6845	6/26/99
18	Bert Schaefer	Bert Schaefer 1975 E 4100 N Filer ID	
19	Art Reese	3453 N 800 E CASTLEFORD, ID.	
20	Emily Twerdy	3602 N 13 E Buhl.	

JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:

Signature:

Address:

Date:

- 1 Shawn Crowley 15 Maple Circle Buhl 6-16-99
- 2 Curtis Asay 938 Fair Buhl 6-16-99
- 3 Kathleen Ellen Asay 938 Fair Buhl 6-16-99
- 4 Wesley Kendrick 115 8th. Ave N 6-16-99
- 5 Lauren Kendrick 621 12th. Ave N 6-16-99
- 6 Alvin S. Alexander 6020 PARWELL DR Buhl 6-16-99
- 7 Janet MacGraw Box 128 Buhl 6-17-99
- 8 Bruce Clark 208 Kintland Buhl 6-17-99
- 9 Debra Dugan 1546 E 4250 N Buhl 6-17-99
- 10 Shirley Anderson 910 1/2 Home Circle Buhl 6-17-99
- 11 W. A. Hall 806 1/2 Main St. Buhl 6-17-99
- 12 Bob Campbell 1868 E 4400 N Buhl 6-17-99
- 13 Quay Tarstall P.O. Box 128 Buhl 6-18-99
- 14 Kristine Miller Kristine Miller 1820 E. 3900 N. Buhl, Id. 83316 6-18-99
- 15 Donna Dugan 260 MARK TWIN DR Buhl 6-18-99
- 16 Dale S. Thompson 407 1500 E Buhl 6-18-99
- 17 Dale S. Thompson 407 1500 E Buhl 6-18-99
- 18 Susan Bonagrat 119 1/2 Broadway 6-18-99
- 19 Donna Dugan 221 6th Ave. S. Buhl 6-19-99
- 20 Kathleen Miller 3934 N. 1600 E Buhl 6-19-99

JUL 27 2000

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:

Signature:

Address:

Date:

- 1 Eugene Pyles 405-8th Ave N, Buhl 6/29/99
- 2 Norma Jean Pyles Norma Jean Pyles 405 8th Ave. N. Buhl 6/29/99
- 3 Mark Moser 1250 E 3800 N Buhl ID 83316
- 4 Peggy Gillett 708 Sawtooth Ave Buhl, Id
- 5 Eugene Moberg 830 9th No Buhl Id
- 6 John J. Jenkins 4899 N. 1000 E, Buhl Id. 6/30/99 83316
- 7 Ruth Crawford 117 Jumper Buhl Id. 83316
- 8 John Crawford 117 Jumper, Buhl, Id 83316
- 9 Chris Conway 443 N 900 E Buhl ID 83316
- 10 MR. Moberg 830-9th No Buhl, Id. 83316
- 11 Jordan Wente 1100 Jordan Buhl ID 83316
- 12 Steve T. Smith 1761 E 4500 N Buhl ID 83316
- 13 Roxanne Storey " "
- 14 Lara McKinnah - 3014 Nat'l. Fish Hatch. Rd
- 15 Roger Castongia Jr 131 11th Ave. N.
- 16 Alie Milm 50-C Bell Ponds Rd. Hagerman, Id.
- 17 Rich Moberg 4480 SILVER LAKES RD Buhl ID
- 18 William R. Woodfin 4725 River Rd., Buhl, Id 83316
- 19 William M. Woodfin 4725 River Road, Buhl, Id. 83316

JUL 27 2000

Tellur Hearing July 22nd

BALANCED ROCK INDUSTRIAL DAIRY
APPLICATION DENIAL AND CAFO
MORATORIUM PETITION

We, the undersigned citizens of Twin Falls County, do hereby petition the Twin Falls County Board of Commissioners to declare a moratorium on any new or expanding concentrated livestock feeding operations over 1,000 animal units and for the Twin Falls County Planning and Zoning Board to deny the pending application of Jerry Visser for a 13,500 dairy near Balance Rock in western Twin Falls County.

Name:	Signature:	Address:	Date:
1. Mark Hume	[Signature]	P.O. Box 771 CF	6-29-99
2. [Signature]	[Signature]	3730 N 500 E Castleford	6-29-99
3. [Signature]	[Signature]	3599 N 600 E	6-29-99
4. [Signature]	[Signature]	3179 N 1000 E	6-30-99
5. [Signature]	[Signature]	420 N 000 E	7-1-00
6. [Signature]	[Signature]	420 N 900 E	7-1-00
7. [Signature]	[Signature]	4219 N 900 E	7-1-00
8. [Signature]	[Signature]	1049 E 3800 N	7-2-99
9. [Signature]	[Signature]	906 E 3400 N	7-2-99
10. [Signature]	[Signature]	3687 N 1500 E	7-2-99
11. [Signature]	[Signature]	[Redacted]	[Redacted]
12. [Signature]	[Signature]	[Redacted]	[Redacted]
13. [Signature]	[Signature]	R43	7-6-99
14. [Signature]	[Signature]	3400 N - 940 E Castleford	7-6-99
15. [Signature]	[Signature]	3700 N 894 E "	7-6-99
16. [Signature]	[Signature]	3400 N - 989 E Castleford	7-6-99
17. [Signature]	[Signature]	3400 N 900 E Castleford, ID	7/7/99
18. [Signature]	[Signature]	950 B E 3175 N Castleford	7-7-99
19. [Signature]	[Signature]	3833 N 900 E Buhl	7-7-99

Don't live TFI
" Co. 77, 1200

Don't live TFI
city

NOTED
JUL 27 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATIONS
FOR TRANSFER NOS. 5588 & 5589

Visser Holsteins dba Eagle View Farms,
Applicant

Lee Halper & Bill Chisholm,
Protestant(s)

NOTICE OF JOINT HEARING

SOURCE: Groundwater

COUNTY: Twin Falls

On October 19, 1999 Visser Holsteins dba Eagle View Farms, (applicant), filed with the Department of Water Resources two applications to transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said applications from the above captioned protestants. The applicants have waived a pre-hearing conference.

The Department has set the matters for a joint-hearing on **Thursday-March 23, 2000 at 9:00 a.m.** in the Obenchain Community Room, Obenchain Insurance Building, 264 Main Avenue South; Twin Falls, ID. Participants are cordially requested to use the **WEST entrance** to the building which faces the one-way Second Avenue South street.

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 FURTHER NOTED, in accordance with IDAPA Rule of Procedure 37.01.01606, all parties will exchange witness lists and copies of documents that may be offered as exhibits to each party and to the presiding officer **on or before March 9, 2000.**

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 24th day of January, 2000.



Allen D. Merritt, P.E.
Regional Manager

MICROFILMED

JUL 27 2000

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of January, 2000 a true and correct copy of the foregoing Notice of Hearing was forwarded with all required charges prepared, by Certified U.S. Mail, to the parties listed:


Secretary

ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790

BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316

TIMOTHY J STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

Complimentary Copy via Regular U.S. Mail

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

LEE HALPER
331 S 230 W
JEROME ID 83338

MICROFILMED
JUL 27 2000

FOR REGISTERED, INSURED, C.O.D., CERTIFIED, AND EXPRESS MAIL

PS Form 3877, Feb. 1982

NAME AND ADDRESS OF SENDER		Indicate type of mail ☐ Registered ☐ Insured ☐ COD ☐ Certified ☐ Express Mail		Check appropriate block for Registered Mail: ☐ With Postal Insurance ☐ Without Postal Insurance		Affix stamp here if issued as certificate of mailing or for additional copies of this bill. POSTMARK AND DATE OF RECEIPT						
Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R. R. Fee	S. D. Fee	S. H. Fee	Rest. Del. Remark
1	1893 (3)	Lee Halper	.32	1 ²⁵	1 ⁴⁰	2 ⁹⁸						
2	1894 (1)	Arthur Kerner A.M. 12/16/99 T# 5503	}	}	}	}						
3	1895 1/4	Ken Vollmer Vidation	33	125	140	298						
4	1896 1/4	Sim Lloyd Duly Violate	33	125	140	298						
5	1897 1/4	O'Keefe Duly Violate	33	125	140	298						
6	1898	Jack Verbee A.M. 1-21-00 T# 5538	33	1 ²⁵	1 ⁴⁰	2 ⁹⁸						
7	1899	Robert Williams ESQ	}	}	}	}						
8	1900 (3)	Lee Halper	}	}	}	}						
9	1901	Jerrold Visser A.M. 1/25/00 T# 5588, 5589	.33	1 ²⁵	1 ⁴⁰	2 ⁹⁸						
10	1902	Tim Stover	}	}	}	}						
11	1903	Lee Halper	}	}	}	}						
12	1904 (4)	Bill Chisholm	}	}	}	}						
13												
14												
15												

Total Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	POSTMASTER, PER (Name of receiving employee)	The full declaration of value is required on all domestic and international registered. The maximum indemnity payable for nonnegotiable documents under Express Mail ment reconstruction insurance is \$50,000 per piece subject to a limit of \$500.00 occurrence. The maximum indemnity payable on Express Mail merchandise insur \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$400 for CC \$400 for Insured Mail. Special handling charges apply only to Third- and Four parcels. Special delivery service also includes special handling service.
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FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

* U.S. GOVERNMENT PRINTING OFFICE: 1984-445-



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 KEMP THORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 24, 2000

ATTN PEGGY HANSEN
OBENCHAIN COMMUNITY ROOM
264 MAIN AVE SOUTH
TWIN FALLS ID 83301

Dear Peggy:

The purpose of this letter is to confirm the reservation of the Obenchain Main Avenue Community Room for March 23 & 24, 2000 from 8:00 a.m.- 5:00 p.m.

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

Thank you very much for your assistance in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Mary Baldwin".

Mary Baldwin
Administrative Assistant

MICROFILMED
JUL 27 2000



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 5, 2000

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

RE: APPLICATIONS FOR TRANSFER NOS. 5588 & 5589 (Eagle View Farm)

Dear Dr. Brockway:

Enclosed are copies of protests filed against the above referenced applications. 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.

Please note that the applications are considered as contested cases 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 you wish to proceed with a Pre-hearing Conference &/or formal Hearing, please notify 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.
Southern Region Manager

AM:MB

cc: ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790

Enclosure(s)

MICROFILMED

JAN 27 2000



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 5, 2000

LEE HALPER
331 S 230 W
JEROME ID 83338

BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316

RE: APPLICATIONS FOR TRANSFER NO. 5588 & 5589 (Eagle View Farm)

Dear Protestant(s):

Your protests against the approval of the above referenced applications have 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 protests and, if possible, to resolve the matter without action by the Department.

Please note that the applications are considered as contested cases 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>

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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.
Southern Region Manager

AM:MB

Enclosure(s)

MICROFILMED

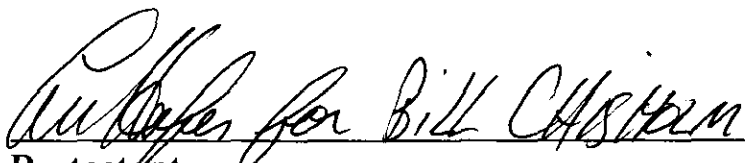
JAN 27 2000

**IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST**

1. Matter being protested Transfer No. 5589 Visser Holsteins
6851 Bickmore, Chino, CA 91790
2. Protestant/Representative: Bill Chisholm 19073E HWY 30
Buhl, ID 83316 208-543-4418///Lee Halper 331 S 230 W
Jerome, ID. 83338 208-324-2240
3. Basis of protest: Protestant requires proof of IC 42-222 issues
and states that the transfer is not in the public interest.
Additionally, there are questions as to the legality of the historic
use, beneficial use and possibly forfeiture issues as well as 42-
203A issues.
4. A withdrawal of this transfer or modification thereof and other
conditions placed upon this transfer could resolve this protest.

I hereby acknowledge that if I or my designated representative fails
to appear at any regularly scheduled conference or hearing in the
matter of which I have been notified at the address above, the
Department may issue a notice of proposed default against me in
this matter for failure to appear. I also verify that I have served a
copy of this protest upon the applicant.

Signed this 31st day of December, 1999.


Protestant

RECEIVED

JAN 03 2000

Department of Water Resources
Southern Region

FOR DEPARTMENT USE ONLY

Received by JS Date 1-3-99 Time 2:45 pm

\$25.00 fee Receipted by JS # 5022733 Date 1-3-99

MICROFILM

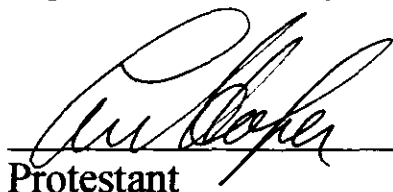
JUL 27 2000

**IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST**

1. Matter being protested Transfer No. 5589 Visser Holsteins
6851 Bickmore, Chino, CA 91790
2. Protestant/Representative: Lee Halper 331 S 230 W
Jerome, ID. 83338 208-324-2240
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Department may issue a notice of proposed default against me in
this matter for failure to appear. I also verify that I have served a
copy of this protest upon the applicant.

Signed this 31st day of December, 1999.



Protestant

RECEIVED

JAN 03 2000

Department of Water Resources
Graham Porter

FOR DEPARTMENT USE ONLY

Received by JP Date 1-3-99 Time 2:45 pm

\$25.00 fee Receipted by JP # 5022733 Date 1-3-99

MICROFILMED

JUL 27 2000

Affidavit of Publication

RECEIVED
FEB 14 2000
Department of Water Resources
Southern Region

State of Idaho
County of Twin Falls

ss.

Notice of Change in Water Rights

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that two applications have been filed with the Department of Water Resources by Visser Holsteins dba Eagle View Farms, 6851 Bickmore, Chino CA 91790 for changes to water rights as described below. The purpose of these transfers is to reconfigure irrigated lands which allows for development of a dairy.

Currently 2365.2 acres are irrigated within Sections 3, 5, 6, 7, 8, 9, 10, 16, & 17 all T10S, R13E; Twin Falls County from six (6) wells within lands described above and pumps on Salmon Falls Creek within Section 20 below Balanced Rock Grade all in T10S, R13E utilizing the following listed water rights:

Right No.	Priority	Amount (cfs)	Source
47-02331	03/22/1960	3.91	Groundwater
47-02341	09/12/1960	3.42	Groundwater
47-02342	09/12/1960	3.10	Groundwater
47-02381	11/13/1963	2.31	Groundwater
47-02402	04/05/1965	6.40	Salmon Falls Creek
47-02417	04/19/1966	16.89	Salmon Falls Creek
47-07642	04/30/1980	12.00	Salmon Falls Creek
47-16773	01/12/1959	10.25	Salmon Falls Creek
47-02371	03/04/1963	2.02	Groundwater

Transfer 5588 requests to consolidate irrigation into a modified 1843.5 acre permissible place of use within lands described above using a total of 12.74 cfs from the six existing wells within NWSW, S5; NWNW, S10, NENE & NWSW, S9; SESW & SENW, S8 and a total of 45.54 cfs of water diverted from Salmon Falls Creek within SENE, S20 all T10S, R13E; Twin Falls County using the first eight rights listed above.

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Karl J. Dreher, Director

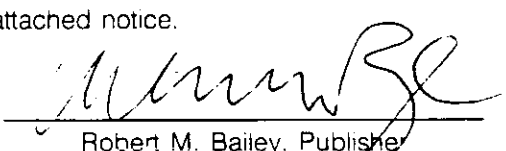
Published in the Buhl Herald on 12/15 & 12/22/99 AND Times News, Idaho Statesman, Lewiston Morning Tribune, Post Register on 12/16 & 12/23/99.
(Published in the Buhl Herald December 15 & 22, 1999. 2t2)

I, Robert M. Bailey, do solemnly swear that I am the publisher of The Buhl Herald, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper _____

December 15 & 22, 1999

that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in Buhl, Twin Falls County, Idaho, for a period of more than 78 weeks prior to the first publication of the attached notice.


Robert M. Bailey, Publisher

Subscribed and sworn to before me this
22nd day of Dec., 1999

Judith S. Bailey, Notary Public.

Residing at Buhl, Idaho
My Commission Expires
March 6, 2002

OK
MB
2/17/00

Buhl Herald, Inc.

124 South Broadway, P.O. Box 312

Buhl, Idaho 83316-0312

Phone 1-(208)-543-4335

RECEIVED
FEB 14 2000
Department of Water Resources
Southern Region

Statement of Account 12/31/99

State of Idaho 7240

Department of Water Resources

1341 Fillmore, Suite 200

Twin Falls, ID 83301

12/15/99 - Legal Ad

127.44

T# 5588, 5589

Total

127.44

OK
MB
2/17/00

MICROFILMED
JUL 27 2000

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING INVOICE

SOLD TO: DEPT OF WATER RESOURCES
1341 FILLMORE STREET, SUITE 20
TWIN FALLS ID 833013380

Date 12/23/1999 INVOICE NO. 217772

Account No. 446620

Description 217772NOTICE OF PROPOS

Times 2

Lines 42

RECEIVED

Tab. Lines

JAN 03 2000

\$ 126.00

Department of Water Resources
Southern Region

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

217772

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

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Currently 2365.2 acres are irrigated within Sections 3, 5, 6, 7, 8, 9, 10, 16, & 17 all T10S, R13E; Twin Falls County from six (6) wells within lands described above and pumps on Salmon Falls Creek within Section 20 below Balanced Rock Grade all in T10S, R13E utilizing the following listed water rights;

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Transfer 5588 requests to consolidate irrigation into a modified 1843.5 acre permissible place of use within lands described above using a total of 12.74 cfs from the six existing wells within NWSW, S5; NWNW, S10; NENE & NWSW, S9; SESW & SENW, S8 and a total of 45.54 cfs of water diverted from Salmon Falls Creek within SENE, S20 all T10S, R13E; Twin Falls County using the first eight rights listed above.

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Karl J. Dreher, Director

Published in the Buhl Herald on 12/15 & 12/22/99 AND Times News, Idaho Statesman, Lewiston Morning Tribune, Post Register on 12/16 & 12/23/99.

MICROFILMED
JUL 27 2000

Karen Lewis, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 21 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 217772NOTICE OF attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 12/16, or once a WEEK for 2 consecutive WEEK the first publication thereof being on the 12/16/1999 and the last publication thereof being on the 12/23/1999 and said 217772NOTICE OF was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Karen J Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 28

day of December 1999

Sheryl M. Lentz

Notary Public in and for the State of
residing at Lewiston, therein
Commission Expires June 4, 2001

Post Register

GOOD MORNING

333 Northgate Mile
Idaho Falls, ID 83401
(208)522-1800
December 29, 1999

RECEIVED

DEC 30 1999

Department of Water Resources
Southern Region

DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET, STE 200
TWIN FALLS, ID 83301-3380

Account # 10063514

Published: DECEMBER 16,23 1999

Legal Notice: NOTICE OF PROPOSED RIGHT 47-02331

T# 5588 + 5589

47-02331

Please refer to Invoice # or Ad # 10063514

PO #

TOTAL COST: \$140.92

*OK
MB
1/5/00*

MICROFILMED

DEC 27 2000

Proof of Publication

RECEIVED

DEC 30 1999

Department of Water Resources
Southern Region

The Post Register

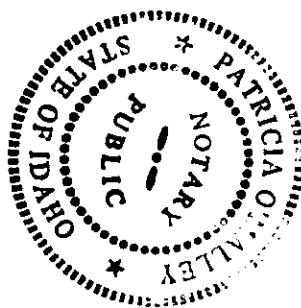
State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterrupted, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterrupted from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 16th day of December, 1999, last publication having been made on the 23rd day of December, 1999, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Robert Park

Subscribed and sworn to before me, this 29th day of December, 1999



Patricia O'Malley
Notary Public

My commission expires January 3, 2003

RECORDED
JAN 27 2000

OK
MB
1/5/00

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHTS**

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Amount (cfs): 3.91
Source: Groundwater
Right No.
47-02341
Priority: 09/12/1960
Amount (cfs): 3.42
Source: Groundwater
Right No.
47-02342
Priority: 09/12/1960
Amount (cfs): 3.10
Source: Groundwater
Right No.
47-02381
Priority: 11/13/1963
Amount (cfs): 2.31
Source: Groundwater
Right No.
47-02402
Priority: 04/05/1965
Amount (cfs): 6.40
Source: Salmon Falls Creek
Right No.
47-02417
Priority: 04/19/1966
Amount (cfs): 16.89
Source: Salmon Falls Creek
Right No.
47-07642
Priority: 04/30/1980
Amount (cfs): 12.00
Source: Salmon Falls Creek
Right No.
47-16773
Priority: 01/12/1959

Amount (cfs): 10.25
Source: Salmon Falls Creek

Right No.
47-02371

Priority: 03/04/1963

Amount (cfs): 2.02

Source: Groundwater

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Karl J. Dreher, Director

Published: December 16, 23, 1999

MICROFILMED
JUL 27 2000

RETAIN THIS PORTION FOR YOUR RECORDS

REMITTANCE ADDRESS THE TIMES-NEWS - I AL P.O. BOX 548, TWIN FALLS, ID 83303-0548		BILL TO DEPT WATL RESOURCES	
AD NUMBER 248039	CLASS 0050 LEGAL	SALESPERSON 5	BILLING DATE 12/25/99
AD DESCRIPTION NOTICE OF PROPOSED CHANGE OF WATER		START DATE 12/16/99	LINES 112 * 2
PUBLICATION 4 THE TIMES NEWS LEGAL TOTAL AD CHARGE		INSERTIONS 2	NET AMOUNT 98.56 98.56
4 AFFIDAVIT CHARGE T#5588 47-02331 et al T#5589 47-02371		RATE LGL AFFID	GROSS AMOUNT 2.00
DAYS RUN			
PURCHASE ORDER legal		PAY THIS AMOUNT	
		100.56	100.56*

OK
MB
1/5/01

MESSAGE:

RECEIVED
DEC 29 1999
Department of Water Resources
Boise, Idaho

DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT

THE TIMES-NEWS - LEGAL
P.O. BOX 548, TWIN FALLS, ID 83303-0548

legal

AD NUMBER 248039	CLASS 050 LEGAL	START DATE 12/16/99	STOP DATE 12/23/99
AD DESCRIPTION NOTICE OF PROPOSED CHANGE OF WATER		BILLING DATE 12/25/99	TELEPHONE NUMBER 208-736-3033

GROSS AMOUNT OF
100.56
DUE AFTER

☐ VISA ☐ MASTERCARD

CREDIT CARD NUMBER

EXPIRATION DATE: ____/____

SIGNATURE: _____

DEPT WATER RESOURCES
1341 FILLMORE, SUITE 200
TWIN FALLS, ID 83301



MICROFILMED

101 27 2000

TOTAL AMOUNT DUE 100.56
ENTER AMOUNT ENCLOSED

204000000024803900000000000000001005600000100564

RECEIVED

DEC 29 1999

Department of Water Resources
Southern RegionNOTICE OF PROPOSED CHANGE
OF WATER RIGHTS

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Karl J. Dreher, Director

PUBLISH: December 16 and 23, 1999

of Publication

AHO }
TWIN FALLS } SS.

No 33000

Ayderheide being first duly sworn upon oath, depose
n Principal Clerk of the TIMES-NEWS, published daily, at
who, and do solemnly swear that a copy of the notice of advertisement, as per
ed, was published in the regular and entire issue of said newspaper, and not in any
reof, for two consecutive weeks,

with the issue dated Dec 16, 19 99,
the issue dated Dec 23, 19 99.

to further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
blished theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except
which newspapers prior to consolidation had been published under said names in said city and county
ninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since
has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said
daily publication under said name in said city and county continuously and uninterruptedly.
urther certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
h legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be
will be published; and that at the head of the editorial column of said combined newspapers, and in each
sday is announced as the day on which said legal notices will be published.

IN FALLS

ad day of Dec in the year of 1999, before me,
rsonally appeared Ruby Ayderheide,
d to me to be the person whose name subscribed to the within instrument, and being by me first duly
it the statements therein are true, and acknowledged to me that he executed the same.

Heva R. Feltman
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5/19/2000

MICROFILMED

JUL 27 2000

Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING INVOICE

RECEIVED
JAN 03 2000
Department of Water Resources
Bozeman Bank

Account #	DTI#	Identification	Amount:
100632	170207	PROPOSED CHANGE	\$135.00
Ordered by:	P.O. #	Rate	Run Dates
		TT	DECEMBER 16, 23, 1999
IDAHO DEPT. WATER RESOURCES SOUTH 1341 FILLMORE ST., SUITE 200 TWIN FALLS, ID 83301-3380			Number of Lines 44 X 2
			Affidavit 1
			Legal # 5808

error
note
mb
1/5/0

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended for: TWO

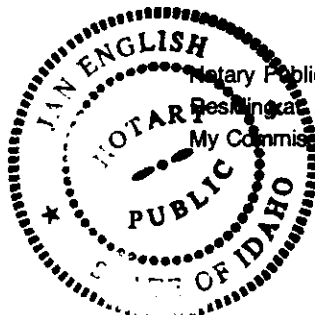
☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: NOVEMBER 16, 1999
and ending with the issue of: NOVEMBER 23, 1999

Janice Hildreth

STATE OF IDAHO)
)ss
COUNTY OF ADA)

On this 27 day of NOVEMBER in the year of 1999
before me, a Notary Public, personally appeared before me Janice Hildreth
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 state-
ments therein are true, and acknowledged to me that she executed the same.



Notary Public for Idaho
Residing at Boise, Idaho
My Commission expires: 02/28/02

Jan English
02/28/02

MICROFILMED
JUL 27 2000

**LEGAL NOTICE
PROPOSED CHANGE OF WATER RIGHTS**

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Pub. Dec. 16, 23, 1999

5808

MICROFILMED
JUL 27 2000

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Published in the Buhl Herald on 12/15 & 12/22/99 AND Times News, Idaho Statesman, Lewiston Morning Tribune, Post Register on 12/16 & 12/23/99.

MICROFILM
JUL 27 2000



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**

December 7, 1999

**KARL J. DREHER
DIRECTOR**

**ATTN LEGALS DEPT
THE BUHL HERALD
PO BOX 312
BUHL ID 83316**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

**Mary Baldwin
Administrative Assistant**

Enclosure

MICROFILMED

JUL 27 2000



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 7, 1999

ATTN LEGALS DEPT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

Mary Baldwin
Administrative Assistant

Enclosure

MICROFILMED

JUL 27 2000



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 7, 1999

**ATTN LEGALS DEPT
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

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Very truly yours,

**Mary Baldwin
Administrative Assistant**

Enclosure

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JUL 27 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
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SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 7, 1999

ATTN LEGALS DEPT
LEWISTON MORNING TRIBUNE
505 C STREET
LEWISTON ID 83501

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

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Very truly yours,

Mary Baldwin
Administrative Assistant

Enclosure

MICROFILM

DEC 27 2000



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 7, 1999

**ATTN LEGALS DEPT
POST REGISTER
PO BOX 1800
IDAHO FALLS ID 83401**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

**Mary Baldwin
Administrative Assistant**

Enclosure

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JUL 27 2000

ROLIG & PETERSON, L.L.P.

ATTORNEYS AT LAW

JEFFREY E. ROLIG

STEVEN D. PETERSON

JASON R. MICIAK

FIRST SECURITY BANK BUILDING

102 MAIN AVE. SOUTH, SUITE 6

POST OFFICE BOX 2749

TWIN FALLS, ID 83303-2749

TELEPHONE (208) 733-5500

FAX (208) 733-5553

E-MAIL: ROLIG_PETE@COMPUTER-DEPOT.COM

May 20, 1999

Jerry Visser
Visser Holstein Dairy
6841 Bickmore Avenue
Chino, California 91710

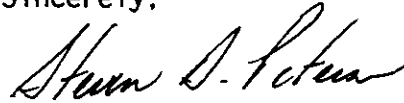
Dear Jerry:

This is to provide written confirmation of our understanding regarding the water rights on the land that you are purchasing as described on Exhibit "A" set forth hereto.

John W. and Catherine E. Peterson will transfer surface water rights designated at Permit No. 47-023116-B and deep well rights as evidenced by Permit No. 47-02371. All of these water rights are to be included.

If you have any additional questions, please do not hesitate to contact me.

Sincerely,



STEVEN D. PETERSON

SDP:eav

Enclosure

cc: TitleFact, Inc.
William Van Dyke

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JUL 27 2000

T-#5589

Narrative in Support of Water Right Transfers
Visser Holsteins
dba Eagle View Farms

Eagle View Farms is located in Sections 3,5,6,7,8,9,10, 16 and 17, T10S R 13E in Twin Falls County. The land was purchased from John W. and Kathleen Ilene Peterson(Salmon Falls Ranch) for the purpose of constructing a dairy and farming to raise crops for feed for the cows.(see attached purchase agreement).

The land has been in CRP since 1988 under 10 year contracts and has not been farmed since that time. Ground water from six wells and water from Salmon Falls Creek under various water rights has been used to irrigate the area utilizing an integrated pipe and ditch distribution system and in two large ponds on the farm.

SRBA claims have been filed for all water rights to include a permissible place of use and were amended to reflect actual irrigated acreage as of 1988 using available 1992 Farm Service Administration aerial photographs and site inspection of field acreage.

Transfer No 1 proposes to change the permissible place of use of all water rights to reflect the irrigated area owned by Eagle View Farms and accessible through the irrigation system. It also reduces the irrigated area by 188.3 acres which will be occupied by the dairy.

Well # 1 located in the NW ¼ SW ¼ Section 5 was used as the primary source for irrigation of 333.4 acres in Section 6. This well is the point of diversion for ground water right 47-02371. Since the Section 6 irrigated land was on the northwest corner of the farm, and it was difficult to distribute water from the other wells and Salmon Falls Creek to this section, Well#1 was pumped for the full season and water from the other sources utilized when it was available. Affidavits from Ken Marshall and his son Wayne Marshall who owned and developed most of the water on the ranch and are familiar with the historical operation of the farm, and Laray Easterday who operated the farm until it was put in CRP are attached. These men attest to the continuous operation of Well #1 for irrigation in Section 6.

Well # 1 was drilled in 1965 by Denton Drilling to a reported depth of 575 feet with a static water level of 413 feet below land surface. The well depth was measured on 4/20/1999 at 561 feet deep with a static water level of 424 feet. Pump test data for this well indicate that the discharge after drilling

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APR 27 2003

T# 5589

was 1620 gpm(3.61 cfs) with a pumping level of 454 feet. A subsequent pumping test on March 3, 1966 indicated an open discharge of 1320 gpm with a pumping level of 470 feet. A production irrigation pump was installed on March 10, 1966 with a design discharge of 1260 gpm(2.81 cfs).

A pumping test was conducted by Brockway Engineering and GJ Vertiline Company on September 21, 1999 and a sustained discharge of 1280 gpm was maintained although there was difficulty in determining the pumping depth. Water right 47-02371 for which Well #1 is the point of diversion, is licensed for 2.02 cfs and 308 acres with a priority of March 4, 1963 Based on this data, it is reasonable to use the licensed discharge of 2.02 as the historical continuous discharge during the irrigation season as attested to by the above men.

The irrigation season for this license is from April 1 through October 31 as recognized by the Department and as indicated by the affidavits.

Continuous flow of Well #1 for this 214 day period results in an annual pumped volume of 857.4 acre feet. Based on the licensed acreage of 308 acres, the 857.4 acre feet pumped annually is 2.78 af/acre which is about 70% of the 4.0 acre feet per acre recognized as required for this area.

Transfer #1 proposes to provide dairy water requirements for 5000 milking cows and associated dry cows, calves, and heifers . It is proposed to dry up the entire 308 acres of irrigated land under water right 47-02371 to provide 857.4 acre feet annually. The transferred discharge is therefore 2.02 cfs. which will be provided by two new wells and two existing wells as backup.

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Well Data

Table 1	Visser Holstein- Well Inventory Salmon Falls Ranch-Eagle View Dairy Site					
Well Number	1	2	3	4	5	6
Location	SE NW SW S	SW NW NW Se	SW NE NE S	NE SW SW S	NW SW SE	SE SW NW Sec 8
Drilling Date	4/15/1965		8/19/68		9/20/61	
Owner at time of drilling	Al Kramer	G. Quentz	Gerald Guentz		Ken Marshall	Ernestine Marshall
Driller	Denton Drilling		Elsing Drilling		Denton	Eaton & Son
Drillers Log	X		X		X	X
Diameter inches	12	20	16	16?	20	20
Casing to ft	100		50		92	90
Depth-ft	575		555		590	554
Static Water Level-ft	413		415		445	433
SWL 4/20/1999	424	355?	509	422	No access	452
Depth 4/20/1999	561	1314	550	517		544
Pump Test Data						
Source	Driller's log	G J. Vertiline	Layne & Bowl	Maybe	Driller	Layne & Bowler
Date	After drilling	1/17/66	7/20/68		9/20/61	3/18/60
Discharge-gpm	1620	1150	1000		1620	1800
SWL	413	368	415			433
Pumping Level	454	492	500			470
Duration hrs	8.25	20.25	2.5		5	3
Bowls at ft	478	500	500			
Well Depth	575	1390	555		590	554
						19 inch dia
Source	Layne & Bowler					76 deg F
Date	3/3/66					
Discharge-gpm	1320					
SWL	417					
Drawdown ft	470+					
Duration hrs	5					
Bowls at ft	470+					
Well Depth	570					
12 in to 503', 8 in to 570'						
Latest Pump installed	3/10/69	4/4/66	7/25/68	1/9/61	4/6/62	3/21/60
Horsepower	200	125	150	250	250	250
Design Q	1260	800	840	1500	1750	1800
Design Lift ft				450	480	470
Design pressure ft				120	0	0
Design Pumping Head	480	500	600	570	480	470
Column Length		510	520	470	500	480
Static Water Level			415			
Estimated Data for Well Pumping Test						
Static Water Level-ft	420	360	415	420	450	450
Max Discharge-gpm	1500	1500	1200	1500	1800	1800
Estimated Pumping Level	470	500	500	450	480	470
Bowl Setting for test pump	500	550	520	480	500	500

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Page 1
JUL 27 2006

T#5589

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.

RECEIVED

OCT 19 1999

Department of Water Resources
Southern Region

COMPLETE BLUE HIGHLIGHTED SECTIONS ONLY

Prepared for: **Eagle View Dairy**
Visser Holsteins
Castleford ID

Revision: 9801
Run Date: 5/12/99

Remarks: **New dairy proposed T10S R13E Sec 8, Most land now irrigated with groundwater, Salmon Falls Crk water. Water from 1 new dairy wells and 2 existing backup wells.**

Herd Information - User Input

Number of milking cows **5000**
Number of dry cows **800**
Number of other adult dry animals **0**

Breed: **Large**

Calves at age:
1 month **500**
2 months **600**
3 months **600**
4 months **600**

Heifers at age:
5 months **600**
15 - 18 months **3200**
18 - 24 months **1600**

ANIMAL INFORMATION

Use defaults or enter values if known

Average body weight **1400 lbs**
Milk fat percentage **3.5 %**
Average days dry **60**
Annual milk yield per animal **21000 lbs/year**
Percent dry matter in ration **90 %**

Nearest weather station **Twin Falls**
Number of milkings/day **3**

Check: Total herd size based on days dry **4867**
HERD SIZE NOT CONSISTENT WITH DAYS DRY

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	600	800	2	8	0.5	27	480000	457856	468928
2	600	800	2	8	0.5	27	480000	457856	468928
3	100	890	2	6	0.5	100	89000	77264	83132
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							24.08	22.80	23.44

Facility Information - User Input

	Holding Pen 1	Holding Pen 2
Holding pen active	1	0 (0 = not used or nonexistent)
Number of sprinklers in pen	250	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	180	0 minutes
Percent of days per year cows are washed	15	0 %
<i>Q = 2.22 cfs</i>		
Number of free stalls	5	
Length of each free stall	1250 feet	
Width of each free stall	96 feet	
Is the feeding area flushed to lagoon?	No	
Is this housing area flushed to lagoon?	Yes	

	Barn	Feeding	Housing
Flushing recycle rate	0.5	0	0.5

CLEANING / FLUSHING VOLUMES

Use defaults or enter manufacturer volumes

Cleaning parlor floor	8300 gal	Cleaning pipeline	200 gal
Cleaning milkroom	100 gal	Cleaning equipment	50 gal
Cleaning bulk tank	150 gal		
Additional flush of holding pen (opt.)	5000 gal		

Land Application Information - User Input

Type of system	Center Pivot
Predominant cropping	FCorn

Percent of waste water which goes to meet crop irrigation requirement	90 %
---	------

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	162999 gal/day 182.6 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
	131475 gal/day 147.3 ac-ft/year

Maximum drinking water requirement 182.6 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	10400 gal/day 11.7 ac-ft/year
------------------------------------	----------------------------------

Drinking Water Calculation for Replacement Herd (Calves and Heifers)

Age	GPD	Ac-Ft/year
1 mo	825	0.92
2 mo	1170	1.31
3 mo	1470	1.65
4 mo	1950	2.18
5 mo	2520	2.82
15-18 mo	20800	23.30
18-24 mo	13520	15.15
Drinking water requirement for replacement herd	42255 gpd	47.33 ac-ft/year

TOTAL STOCKWATER COMPONENT 241.6 AC-FT/YEAR

Commercial Component

Milking Parlor Water Usage Calculation

Volume needed **per milking** in each parlor for:

Cleaning parlor floor	8300 gal	Cleaning pipeline	200 gal
Cleaning milkroom	100 gal	Cleaning equipment	50 gal
Cleaning bulk tank	150 gal	Cleaning cows	2500 gal

Total milking parlor volume	33900 gal/day
Second milking parlor volume	0 gal/day
Recycled water	16950 gal/day
	18.99 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	3000	0 gal
Additional flush volume	5000	0 gal
Sprinkler volume	41175	0 gal/day
Total holding pen volume	49175	0 gal/day
Recycled water	24588	0 gal/day

27.54 ac-ft/year

Other Flushing Water Calculation

Daily volume needed for:

Feeding area flushing	0 gal/day
Housing area flushing	2000 gal/day

Total other flushing volume	2000 gal/day
Recycled water	1000
	1.12 ac-ft/year

TOTAL COMMERCIAL COMPONENT 47.7 AC-FT/YEAR

Consumptive Use Calculation

A. Lagoon Evaporation

Annual reference ET (Allen & Brockway , 1983)	4.34 feet	
Annual open water coeff (Kohler Nordenson Fox)	0.90	
Annual open water (lagoon) evaporation	3.91 feet	
Manual override: Input annual lagoon evap	feet	
Total lagoon water surface area at full	1049000 sq. ft.	
Total lagoon bottom area	992976 sq. ft.	
Average surface area when water is present	336353 sq. ft. =	7.72 ac
Total lagoon evaporation	30.19 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	59560	9628 gal/day
Percent of excrement flushed to lagoons	60 %	(based on areas which are flushed)
Consumptive use (evap.) of water in excrement	40 %	
Consumptive use (evap.) volume	27675 gal/day	
Excrement c.u. attributable to drinking water	27154 gal/day	
Total milk production - assume 100% leaves site	344262 lbs/day or	41278 gal/day
Water content of milk	35912 gal/day	
Water content attributable to drinking water	35236 gal/day	
Water use for animal metabolism	71428 gal/day	
Metabolism water attributable to drinking water	70083 gal/day	
Consumptive use - replacement herd (100%)	42255 gal/day	
Total animal consumptive use from drinking water	174728 gal/day or	195.7 ac-ft/year
Percent of drinking water intake	100.8 %	

C. Parlor/holding pen cleanup

Average sprinkler washing system evap loss	2 %	
Free stall total area	600000 sq. ft. =	13.77 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	0.92 ac-ft/year	
Free stall evaporation volume	2.62 ac-ft/year	
Total cleanup loss	3.54 ac-ft/year	

D. Land application site

Crop evapotranspiration	2.37 ac-ft/ac/year
Irrigation diversion volume	2.96 ac-ft/ac/year
System efficiency	80 %
Waste water volume to lagoons	90.0 ac-ft/year
Waste water volume available for land application	59.8 ac-ft/year
Total crop consumptive use of waste water	43.0 ac-ft/year

Summary

Drinking Water

Milking herd	182.6
Non-milking herd (dry cows)	11.7
Replacement herd (calves and heifers)	47.3
Total drinking water volume	241.6 ac-ft/year

Commercial

Milking parlor	18.99
Holding pen and cleanup	27.5
Other flushing water	1.12
Total commercial volume	47.7 ac-ft/year

TOTAL DIVERSION VOLUME REQUIREMENT 289.2 AC-FT/YR Min

Consumptive Use

Lagoon evaporation	30.19
Animal milk, excretion, & metabolism	195.7
Parlor and holding pen cleanup	3.54
Crop consumptive use on land application	43.0
Total consumptive use	272.5 ac-ft/year
Percent of diversion volume consumed	94.2 %
Annual crop consumptive use - IDWR allowable	3.0 afa
Equivalent irrigated acres	90.8 acres

Diversion volume to acres conversion factor 3.18 ac-ft/ac

IDAHO DEPARTMENT OF WATER RESOURCES

DAIRIES: WATER USE WORKSHEET

FILE # or NAME ----- Eagle View Dairy-Visser
 REVIEWER ----- CEB
 DATE ----- 12-May-99

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE --- 5000
 NUMBER OF NONMILKING CATTLE --- 7700
 IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES; 27
 IF ANAEROBIC, ENTER ZERO ----- 0.0
 EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 4
 ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, R AUTOMATIC, OR 3 IF
 SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS - 2
 NUMBER OF MILKINGS PER DAY ----- 3

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS): ****

MILKING CATTLE @35 GPD/HD ----- 3.25
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 3.25
 NONMILKING CATTLE @12 GPD/HD ----- 1.72
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 1.72
 TOTAL (BASED UPON ROUNDED NUMBERS) ----- 4.97

DIVERSION VOLUME (AF/YEAR):

STOCKWATER

MILKING CATTLE @35 GPD/HD ----- 196.0
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 197.0
 NONMILKING CATTLE @12 GPD/HD ----- 103.5
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 104.0
 TOTAL (BASED UPON ROUNDED NUMBERS) ----- 301.0

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.5
 PARLOR FLOOR AND MILKHOUSE FLOOR ----- 0.1
 CATTLE WASHING BASED UPON METHOD OF WASHING ----- 75.6
 TOTAL ----- 76.2

TOTAL DIVERSION VOLUME -----

377.2

THEORETICAL FLOW ESTIMATION

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2 Emerg.	PUMP 3 Emerg.
PUMP HORSEPOWER (HP) -----	2.0		
LIFT (FT) -----	22		
DISCHARGE PRESSURE (PSI) -----	50		
FRICTION LOSSES (FT) -----	2.0		

CALCULATIONS

	PUMP 1	PUMP 2 Emerg.	PUMP 3 Emerg.
THEORETICAL FLOW RATE (CFS) ** -----	0.09	0	0
DIVERSION VOLUME (AFA) *** -----	63.9	0.0	0.0

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

** PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

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

**** BASED ON 2 HOUR DIVERSION TO MEET VOLUME

CONSUMPTIVE USE VOLUME (AF/YEAR):

STOCKWATER

MILKING -----	29.0
NONMILKING -----	0.0
TOTAL -----	29.0

COMMERCIAL

TOTAL CONSUMPTIVE USE -----	29.0
-----------------------------	------

EQUIVALENT IRRIGATED ACREAGE-DIVERSION

NORMAL IRRIGATION DIVERSION RATE MINERS INCHES /ACRE	1
AREA SEASONAL IRRIGATION DIVERSION VOL. AF/ACRE	4
EQUIVALENT IRRIGATED ACREAGE ACRES	94.31
MAXIMUM EQUIVALENT DIV. RATE	94.31 IN. OR CFS= 1.89

EQUIVALENT IRRIGATED ACREAGE-CONSUMPTIVE USE

AREA AVG. ALFALFA CONSUMPTIVE USE INCHES/YEAR	39.4
EQUIVALENT ALFALFA ACREAGE C.U. FOR DAIRY C.U.-ACRES	8.83

Dev.: M Sterling

Mod.: ADM & KKC

Mod.: 8/5/94 DRJ

Format only modified by C.E. Brockway P.E. 10/15/94

7# 5589

1
2 Timothy J. Stover
3 ROSHOLT, ROBERTSON & TUCKER
4 P.O. Box 1906
5 Twin Falls, Idaho 83303-1906
6 Telephone: (208) 734-0700
7 Fax: (208) 736-0041
8 ISB# 4842
9 trlw/tjs/affidavit
10 Attorneys for Applicants

RECEIVED
OCT 19 1999
Department of Water Resources
Southern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

11 IN THE MATTER OF)
12 LICENSE NO. A47-02371)

AFFIDAVIT OF KENNETH W.
MARSHALL

13 IN THE NAME OF)
14 Visser Holsteins, a general partnership,)
15 d/b/a Eagle View Farms,)
_____)

16 STATE OF IDAHO)
17)ss.
18 County of Twin Falls)

19 KENNETH W. MARSHALL, being first duly sworn upon oath, deposes and says:

20 1. My name is Kenneth W. Marshall and I reside in Twin Falls, Idaho.
21 2. From 1959 to 1982, I owned Ken Marshall Farms located in Twin Falls County,
22 Idaho, near the Balanced Rock area ("Farm"). The Farm is more particularly identified on Exhibit
23 "A" attached hereto and incorporated herein by this reference.

24 3. As part of my duties as owner, I irrigated approximately 350 acres of tillable
25 ground located in the Northwest part of the Farm from approximately 1970 to 1982, and more

26 AFFIDAVIT OF KENNETH W. MARSHALL - 1

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JUL 27 2000

T # 5589

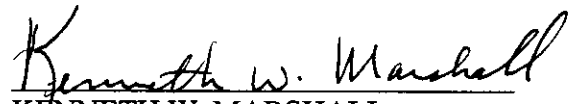
1 particularly identified as the yellow highlighted area of Exhibit "A" ("Subject Property").

2
3 4. The Subject Property was irrigated with surface water from Salmon Falls Creek,
4 appurtenant to the entire Farm, and a well located in the NWSW, Section 5, Township 10 South,
5 Range 13 East, Twin Falls County, Idaho, identified as the "Kramer Well" on Exhibit "A"
6 ("Kramer Well").

7 5. During a normal irrigation year, the Kramer Well was turned on at the beginning
8 of the irrigation season in April and remained in continuous use for the duration of the irrigation
9 season.

10 6. However, due to the limited size of the right and its limited availability, the surface
11 water from Salmon Falls Creek was not adequate and was only supplementary to the Kramer Well
12 water. The Salmon Falls Creek water was used during the early part of the irrigation season and
13 was generally used to irrigate acres on the Farm other than the Subject Property.

14 Further your affiant sayeth naught.

15 
KENNETH W. MARSHALL

16 SUBSCRIBED AND SWORN to before me this 30 day of August, 1999.




NOTARY PUBLIC FOR IDAHO
Residing at Twin Falls, ID
Commission expires 11-17-99

1
2 Timothy J. Stover
3 ROSHOLT, ROBERTSON & TUCKER
4 P.O. Box 1906
5 Twin Falls, Idaho 83303-1906
6 Telephone: (208) 734-0700
7 Fax: (208) 736-0041
8 ISB# 4842
9 /rlw/tjs/affidavit
10 Attorneys for Applicants

RECEIVED

OCT 19 1999

Department of Water Resources
Southern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

11 IN THE MATTER OF)
12 LICENSE NO. A47-02371)

AFFIDAVIT OF LARAY L.
EASTERDAY

13 IN THE NAME OF)
14 Visser Holsteins, a general partnership,)
15 d/b/a Eagle View Farms,)

16 STATE OF IDAHO)
17)ss.
18 County of Twin Falls)

19 LARAY L. EASTERDAY, being first duly sworn upon oath, deposes and says:

20 1. My name is LaRay L. Easterday and I reside in Buhl, Idaho.

21 2. From approximately 1982 to 1987, I owned and/or leased farmland located in
22 Twin Falls County, Idaho, near the Balanced Rock area ("Farm"). The Farm is more particularly
23 identified on Exhibit "A" attached hereto and incorporated herein by this reference.

24 3. As part of my duties as owner and/or tenant, I irrigated approximately 350 acres of
25 tillable ground located in the Northwest part of the Farm from approximately 1970 to 1982, and

26 AFFIDAVIT OF LARAY L. EASTERDAY - 1

MICROFILMED
JUL 27 2000

T# 5589

1
2 more particularly identified as the yellow highlighted area of Exhibit "A" ("Subject Property").

3 4. The Subject Property was irrigated with surface water from Salmon Falls Creek,
4 appurtenant to the entire Farm, and a well located in the NWSW, Section 5, Township 10 South,
5 Range 13 East, Twin Falls County, Idaho, identified as the "Kramer Well" on Exhibit "A"
6 ("Kramer Well").

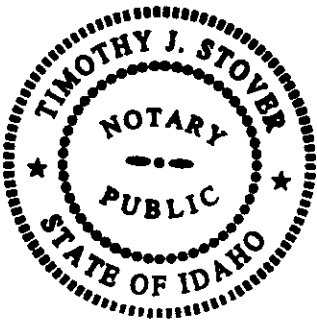
7 5. During a normal irrigation year, the Kramer Well was turned on at the beginning
8 of the irrigation season in April and remained in continuous use for the duration of the irrigation
9 season.

10 6. However, due to the limited size of the right and its limited availability, the surface
11 water from Salmon Falls Creek was not adequate and was only supplementary to the Kramer Well
12 water. The Salmon Falls Creek water was used during the early part of the irrigation season and
13 was generally used to irrigate acres on the Farm other than the Subject Property.

14 Further your affiant sayeth naught.

15 
16 LARAY L. EASTERDAY

17 SUBSCRIBED AND SWORN to before me this 30th day of August, 1999.



27 
28 NOTARY PUBLIC FOR IDAHO
29 Residing at Twin Falls, ID
30 Commission expires 11-17-99

1 Timothy J. Stover
2 ROSHOLT, ROBERTSON & TUCKER
3 P.O. Box 1906
4 Twin Falls, Idaho 83303-1906
5 Telephone: (208) 734-0700
6 Fax: (208) 736-0041
7 ISB# 4842
8 lrlw/tjs/affidavit
9 Attorneys for Applicants

RECEIVED

OCT 19 1999

Department of Water Resources
Southern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

11 IN THE MATTER OF)
12 LICENSE NO. A47-02371)

AFFIDAVIT OF WAYNE MARSHALL

13 IN THE NAME OF)
14 Visser Holsteins, a general partnership,)
15 d/b/a Eagle View Farms,)

16 STATE OF IDAHO)
17)ss.
18 County of Twin Falls)

19 WAYNE MARSHALL, being first duly sworn upon oath, deposes and says:

- 20 1. My name is Wayne Marshall and I reside in Buhl, Idaho.
- 21 2. From 1959 to 1982, I was employed by Ken Marshall Farms located in Twin Falls
22 County, Idaho, near the Balanced Rock area ("Farm"). The Farm is more particularly identified
23 on Exhibit "A" attached hereto and incorporated herein by this reference.
- 24 3. As part of my duties for the Owners, I irrigated approximately 350 acres of tillable
25 ground located in the Northwest part of the Farm from approximately 1970 to 1982, and more

26 AFFIDAVIT OF WAYNE MARSHALL - 1

MICROFILMED

JUL 27 2000

T # 5589

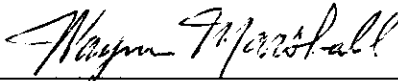
1 particularly identified as the yellow highlighted area of Exhibit "A" ("Subject Property").

2
3 4. The Subject Property was irrigated with surface water from Salmon Falls Creek,
4 appurtenant to the entire Farm, and a well located in the NWSW, Section 5, Township 10 South,
5 Range 13 East, Twin Falls County, Idaho, identified as the "Kramer Well" on Exhibit "A"
6 ("Kramer Well").

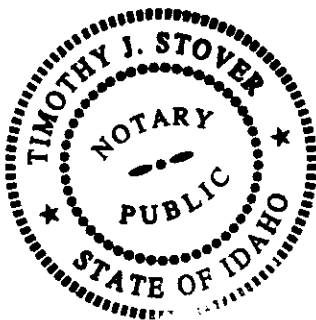
7 5. During a normal irrigation year, the Kramer Well was turned on at the beginning
8 of the irrigation season in April and remained in continuous use for the duration of the irrigation
9 season.

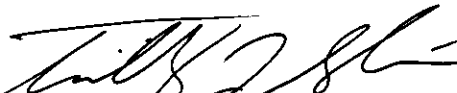
10 6. However, due to the limited size of the right and its limited availability, the surface
11 water from Salmon Falls Creek was not adequate and was only supplementary to the Kramer Well
12 water. The Salmon Falls Creek water was used during the early part of the irrigation season and
13 was generally used to irrigate acres on the Farm other than the Subject Property.

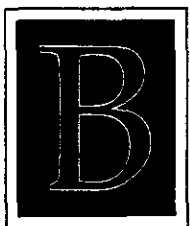
14 Further your affiant sayeth naught.

15 
16 WAYNE MARSHALL

17 SUBSCRIBED AND SWORN to before me this 30th day of August, 1999.



27 
28 NOTARY PUBLIC FOR IDAHO
29 Residing at Twin Falls, ID
30 Commission expires 11-17-99



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 18, 1999

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

Subject: Water Right Transfers-Eagle View Farms-Visser Holsteins

Dear Allen:

Enclosed are copies of two applications for transfer of water rights for Eagle View Farms being submitted in behalf of Visser Holsteins. Transfer No. 1 proposes to change the place of use of ground water and surface water rights to reflect the correct acreage and to remove the dairy site from the permissible place of use. Transfer No. 2 proposes to transfer a ground water irrigation right to the dairy site.

These transfers are based on the amended SRBA claims which we jointly formulated and which are now being signed by officers of the Salmon Falls Ranch in whose name the claims are currently filed.

Since we have met several times in structuring the amended claims and the transfers, you are very familiar with the intent and process being used. I would therefore request, in the interest of expediting the staff processing time, that you complete the processing if possible. I expect the amended claims to be signed by David Cooper of Cooper Norman Company, a principal in Salmon Falls Ranch, and in your office by Wednesday, October 20. He is out of town but will sign and have the signatures notarized and returned by express mail.

Thank you for all your assistance in preparing the amended claims and transfers.

Call me if you have additional questions and let me know if any additional information is required.

Sincerely,

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

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

Encl. Transfer applications
Brockway Engineering P.L.L.C Check #2106

cc: Jerry Visser

RECORDED

OCT 27 2000

ROLIG & PETERSON, L.L.P.

ATTORNEYS AT LAW

March 1, 1999

FIRST SECURITY BANK BUILDING
102 MAIN AVE. SOUTH, SUITE 6
POST OFFICE BOX 2749
TWIN FALLS, ID 83303-2749
TELEPHONE (208) 733-5500
FAX (208) 733-5553

JEFFREY E. ROLIG
STEVEN D. PETERSON
JASON R. MICIAK

Jerry Visser
Visser Holsteins Dairy
6851 Bickmore Avenue
Chino, CA 91710

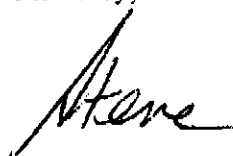
RE: Conservation Reserve Program

Dear Jerry:

Enclosed for your review are copies of the Conservation Reserve Program Contract owners and operators that Dave Cooper sent to me recently.

Please let me know if you have any questions.

Sincerely,



STEVEN D. PETERSON

SDP:jg

Enclosure

MICROFILMED

JUL 27 2000

T#5589

CRP-1
102-21-04U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service
Commodity Credit Corporation

Form Approved - OMB No. 0700-0127

1. STATE AND COUNTY CODE
2. CONTRACT NO.

3. FARM NO.

CONSERVATION RESERVE PROGRAM CONTRACT

NOTE:

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information in this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 CFR Part 704) and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parcels in the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court, magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing all other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners and operators (referred to as "Owner" and "Operator", respectively) on the farm identified above (referred to as "Farm") for the fields and acres (referred to as "Designated acreage") identified in Items 8-17 below and on the CRP-1A Addendum, as applicable. The Owner and Operator agree to place the designated acreage into the Conservation Reserve Program ("CRP") for a period of 10 crop years from the date the Contract is executed by the CCC. The Owner and Operator also agree to implement on such designated acreage the Conservation Plan developed for such designated acreage and approved by the applicable local conservation district based upon the conservation practices identified in Items 10 and 15 below and in Items 4 and 9 on the CRP-1A Addendum in such other conservation practices as are identified in the Conservation Plan and agreed to by the Owner and Operator. The Owner and Operator and CCC agree to comply with the terms and conditions contained in this Contract and contained in the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, each Owner and Operator acknowledges that a copy of the Appendix has been provided to the Owner and Operator and that the Owner and Operator has signed the last page of such Appendix which will be kept on file in the County Agricultural Stabilization and Conservation Service (ASCS) Office. By signing below, the Owner and Operator also agree to allow CCC a period of 30 days from the date of the applicable sign-up period to accept this Contract and agree to pay liquidated damages as set forth in the Appendix if the Owner and Operator do not allow CCC such 30-day period in which to execute this Contract.

4. OWNERS AND OPERATORS

A. OPERATOR NAME AND ADDRESS		SHARE	SSN	SIGNATURE	DATE
Salmon Falls Ranch RR 2 Buhl, ID 83316		100%		Salmon Falls Ranch by David M. Mager	2/27/87
B. OWNER NAME AND ADDRESS		SHARE	SSN	SIGNATURE	DATE
Donald A. Jensen 111 Box 394 Timon Falls, ID 83301		25.58%	519 07 36 3769	Donald A. Jensen by David M. Mager	2/27/87
C. NAME AND ADDRESS		SHARE	SSN	SIGNATURE	DATE
John S. Jensen 111 Box 394 Timon Falls, ID 83301		14.29%	519 58 35 90	John S. Jensen by David M. Mager	2/27/87
D. NAME AND ADDRESS		SHARE	SSN	SIGNATURE	DATE
Rick R. Ricks 111 Box 394 Timon Falls, ID 83301		7.14%	519 50 62 93	Rick R. Ricks by David M. Mager	2/27/87

E. RENTAL PER ACRE

F. RENTAL RATE PER ACRE

7. CONTRACT PERIOD

				FROM		TO			
1682.1 1588.8				48	00	1988	1997		
TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARE	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARE
1193	2A	CD-1	73.8	50% cost shared with F1197	1197	2A	CD-1	38.0	
	3	"	78.2	full " 100% cost	1197	2B	"	41.0	
	4	"	38.9	shared with F1197	1197	2000	"	80.0	
	5	"	28.5	shared with F1197		3	"	77.5	
1700	1	"	152.8	"		2	"	81.4	

ADDENDUM TO THE CONSERVATION RESERVE PROGRAM (CRP) CONTRACT

NOTE:

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 CFR Part 704) and the Internal Revenue Code (26 USC 6101). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court, magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing of other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

1. Each owner and operator who has signed the CRP-1 Contract shall initial below to acknowledge that the Addendum is hereby incorporated as a part of the CRP-1 Contract.

INITIALS	INITIALS	INITIALS	INITIALS	INITIALS
A. <i>[Signature]</i>				
B.				
C.				
D.				

TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES
11194	5	CD-1	143.1	50% cost of seed, herbicide, & 10% seedbed prep & 6% seedling					
	6	"	34.0	"					
	4	"	60.0	"					
	8	"	39.2	"					
	10	"	75.3	"					
	11	"	41.5	"					
	12A+B	"	54.1	"					
11197	1	"	51.9	"					
	4	"	21.5	"					
11196	3A	"	28.0	"					
	1	"	38.7	"					
11198	4	"	39.2	"					
	3A	"	97.6	"					
	3	"	60.5	"					
	2	"	136.7	"					
	5	"	32.9	"					
11194	1	"	17.8	"					



From: JERRY Visser

To: CHUCK BROCKWAY, SR.

6851 Bickmore
Chino, Ca 91710

Pages:(including coverpage) 2

I'VE INCLUDED THE LEGAL DISCRPTION
OF THE PROPERTY. I HAVE CONTACTED STEVE
PETERSON ABOUT OBTAINING THE CRP CONTRACTS.
HE SAID IT SHOULD NOT BE A PROBLEM OBTAINING THEM
BUT I HAVE NOT HEARD BACK FROM HIM.
THE MAP SHOWS A TOTAL OF SIX WELLS ON THE
PROPERTY.

MY DAD & I WILL BE IN TWIN FALLS ON
FEB. 24 & 25. I'LL CALL ABOUT SETTING A
TIME TO TALK.

Jerry



From: JERRY Visser

To: CHUCK BACKWAY, SR.

6851 Bickmore
Chino, Ca 91710

Pages: (including coverage)

6

check on page

HERE IS THE COPY OF THE CRP
CONTRACT. ACCORDING TO OUR SALE AGREEMENT
AN ADDITIONAL 44 ACRES ARE RELEASED FROM CRP
CONTRACT IN OCTOBER 1997 - COULD BE THE
ACREAGE NOT ELIGIBLE ON PAGE 4.

IF THE FAX IS NOT CLEAR ENOUGH GIVE ME
A CALL.

Jerry

→ Need IRS Form 706 for the
correction fields of acreage in CRP

MICROFILM

Phone: (909) 597-6190

JUL 27 2008 (909) 606-1704

Quasimail@aol.com

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

5022619

Date:

Time:

10/21/1999

07:03:12

Received

From:

BROCKWAY

Type of Payment

Program A cct

Amount

TRANSFERS VISSER DBA EAGLE VIEW

64106

229 21 1155

200.00

Total

\$

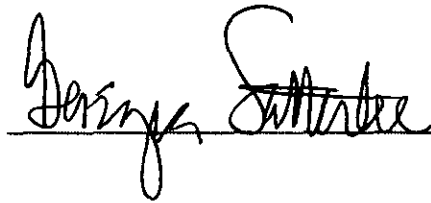
200.00

CHECK

2106

Region: SOUTHERN

Signature:



MICROFILMED

JUL 27 2000

MAILING LIST FOR T# 5588 55 89

47-02331

47- 2371

Applicant:

ATTN JERROLD VISSER
VISSER HOLSTEINS
dba EAGLE VIEW FARMS
6851 BICKMORE
CHINO CA 91790

Attorney for Applicant:

TIMOTHY J STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

Consultant for Applicant:

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

Protestants:

LEE HALPER
331 S 230 W
JEROME ID 83338

BILL CHISHOLM
19073 EAST HWY 30
BUHL ID 83316

MICROFILM
JUL 27 2000

December 15, 1970

Re: Permit No. 31006/47-2371

Alfred C. Kramer
Castleford, Idaho 83321

Dear Mr. Kramer:

This letter is to notify you as a permit holder in the Blue Gulch area that a portion of the land west of Salmon Falls Creek has been declared a critical ground-water area and closed to further appropriation of ground water. This designation went into effect December 9, 1970 and will remain until it is shown that ground-water withdrawals do not exceed the estimated natural recharge to the area.

A public hearing will be held at the Buhl Senior High School, January 7, 1971 at 8:00 P.M., to accept any testimony or comment regarding the closure. A copy of the notice and hearing and description of the area is enclosed for your information.

Very truly yours,

Sherl L. Chapman
Acting Assistant Director

SLC:rh
Enc.

47 2371

BOONE



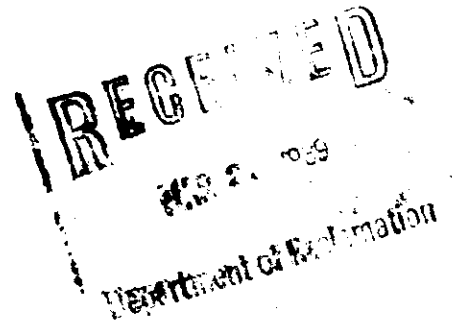
LAND TITLE COMPANY

Title Insurance By
Kansas Title Insurance Corporation

T. W. STIVERS
Owner

Bank and Trust Building
Phone 733-3821
P. O. Box 486
Twin Falls, Idaho 83301

March 26, 1969



State of Idaho
Department of Reclamation
State House
Boise, Idaho

Re: Loan No. 73850
Alfred C. Kramer

Gentlemen:

Would you please send us copies of water permits granted to Alfred C. Kramer in accordance with the request of Kansas City Life Insurance Company as follows:

"We will also require the licensing of State of Idaho Department of Reclamation Well Permit No. G-31006 for 2.02 cubic feet per second. We will also need to receive an approved permit for additional water from the State of Idaho, Department of Reclamation, a letter from the Department of Reclamation stating that the permit is in good standing, that proof forms have been filed by Mr. Kramer with the Department of Reclamation, and that all requirements have been met to date."

If you will advise us the charges for the above we will promptly remit same.

Sincerely yours,

BOONE LAND TITLE COMPANY

Avery Floyd
Avery Floyd
Title Officer

AF:dl
cc: Kenneth Todd
4917 Emerald Street
Boise, Idaho

31006

April 3, 1969

Re: Application for permit 47-7165
Permit No. G-31006 (Licensed)

Avery Floyd
Title Officer
Boone Land Title Company
Bank and Trust Building
Twin Falls, Idaho

Dear Mr. Floyd:

Please find enclosed a copy of the license issued by the Department of Reclamation in connection with permit no. G-31006 and a copy of the application for permit in the name of Alfred Kramer of Castleford, Idaho.

Please remit the fee of \$1.25 to the Department of Reclamation, Statehouse Annex II, Boise, Idaho and if we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: copy of license
copy of application

31006

February 13, 1969

Re: Permit No. G-31006

Mr. Alfred C. Kramer
Castleford,
Idaho 83321

Dear Mr. Kramer:

Enclosed you will find your Water License issued on the
above numbered permit.

Also enclosed is departmental receipt No. 2619 in the
amount of \$21.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

cc. Mr. Ken Todd
Kansas City Life Insurance
4917 Emerald
Boise, Idaho

31006

RECEIVED

FEB 4 1969

Department of Reclamation

Castleford Idaho

Jan. 27, 1969.

Dear Sir:

Enclosed is check for
\$21.00 for examination of the
works of well permit No. G 31006.

SEARCHED	
SERIALIZED	
INDEXED	
FILED	
FEB 4 1969	
FBI - DENVER	

Yours truly
Alfred Kramer

31006

Alfred Kramer
Cottelford Idaho
83321



Mr. Dean R. Reynolds
Dept. of Reclamation
107 State House
Boise Idaho
83701

January 21, 1963

Re: Permit No. G-31006

Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

A representative of this department has made an examination of the works covered by your permit G-31006 and has found the following:

Quantity of water diverted: 2.02 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.02 c.f.s.*

Purpose of use: Irrigation of 308 acres in NW1/4, Sec. 5; S1/4E1/4, N1/4SW1/4, SW1/4SW1/4, N1/4SE1/4, Sec. 6, T. 10 S., R. 13 E., B.M.

The priority date established is: March 4, 1963.

A fee totaling \$21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:dj

*The maximum quantity diverted shall not exceed 1232 acre feet per season.

RECEIVED FEB 5 1963

31006

DRR

COPY OF LIC TO KRM TOOD

January 21, 1969

Re: Permit No. G-31006

Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

A representative of this department has made an examination of the works covered by your permit G-31006 and has found the following:

Quantity of water diverted: 2.02 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.02 c.f.s.*

Purpose of use: Irrigation of 308 acres in NW 1/4 Sec. 5; S 1/4 NE 1/4, N 1/4 SW 1/4, SW 1/4 SW 1/4, N 1/4 SE 1/4, Sec. 6, T. 10 S., R. 13 E., B.M.

The priority date established is: March 4, 1963.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:dj

*The maximum quantity diverted shall not exceed 1232 acre feet per season.

~~31066~~

31006

Send this one out

31006

310006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-31006

This proof is for C/W & B/U

In Water District No. _____

1. Name of applicant Alfred C. Kramer

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5

T. 10 S R. 13 E County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: 200 H.P

G.E. Motor — Ser # 081302149 — Layne & Bowler
Verti-line D12612 — 10" Discharge into
concrete Box with diversion into ~~concrete~~ dirt
ditches.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 10 S, R. 13 E, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: SEE Discharge MEASUREMENT NOTES FOR
CURRENT METER MEASUREMENT.

C.F.S. = 2.02

Jack Kinyon was present

IRRIGATION REQUIREMENT = 4.0 AC-FT / ACRE / SEASON

This examination was made on the _____ day of July, 19 68

(Signed) Dean Reynolds Examiner.

31006

D.J.
plat
info

31006

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

Alfred C. Kramer
Castleford, Idaho

ditches

12"-600'

H - 428'

Q - 150"

LICENS E

NEED NO

FOR LOAN

Permit No. G-31006

Examination for C/W & B/U

County Twin Falls

Sec. 5 T. 10S R. 13E

Quantity: 4.0 c.f.s.

47-
Source: subterranean

P.D.: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 10 S, R. 13 E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: March 4, 1963

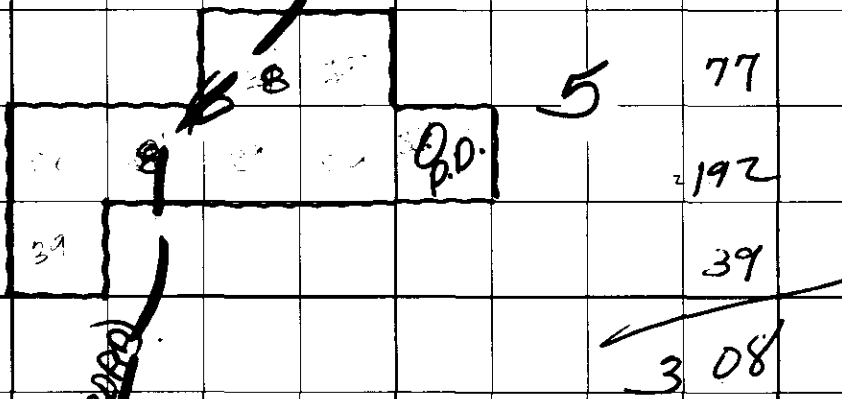
Due: March 8, 1968

Made: October 6, 1967

Priority: March 4, 1963

R-13E

T-10S



$$A = 308$$

$$Q = 2.02$$

$$\text{Subd.} = 8$$

$$\text{VOL} = 1232 \text{ AC-FT / SEASON}$$

PRIORITY F
Balded
Rock

MARCH 1, 1963

Runs in
this direction
into Pond

To Crayford
31006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31006

REPORT ON PROOF OF Completion of Works & Beneficial Use

October 11, 1967

Re: Permit No. G-31006

Alfred Kramer
Castleford, Idaho 83321

Dear Mr. Kramer:

We acknowledge receipt of the depositions and affidavit of publication in the
Times-News submitted as proof of completion of works and beneficial use on Permit G-31006.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

31006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-31006

DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Alfred Hamer Castleford Idaho Farmer

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

X

Ques. 3. State number, approval date of permit, and date of priority: _____

G-31006 March 4, 1963

Ques. 4. State source of water supply: Well

Give location of point of diversion, showing subdivision, section, township and range

NW 1/4 SW 1/4 Sec 5 T. 10 S R. 13 E B.M. Twin Falls Co

Ques. 5. Describe your works of diversion: Ditches

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 4.0 cfs ; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____ ; if a well, state depth of well 600 ft ; depth and size of casing 100 ft. 12 in. ; depth to water 428 ft ; if pump is used, state discharge of pump: 150 in ; tell how it was measured or determined _____

By Layne & Bowler Pump Co. if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

NW 1/4 SW 1/4 Sec 5. 30 acres T 10 S R 13 E

S 1/2 NE 1/4 Sec 6. 80 acres

N 1/2 SW 1/4 Sec 6. 80 acres

SW 1/4 SW 1/4 Sec 6. 40 acres

N 1/2 SE 1/4 Sec 6. 80 acres

31006

State nature of all improvements which have been made as a direct result of said use:

Land Cleared, Levelled and ditches made.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Ralph Denton Murtaugh Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is taken. none

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May 1 1966 - Time used since first use:

Two Seasons.

Ques. 10. Describe all other water rights appurtenant to same place of use: None

(sign) Alfred Kramer

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Coaldale, County of Twin Falls
State of Idaho, on this 6 day of October, A. D. 1967.

My commission expires: Jan 1970

Donald R. Ruse

31000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

1007 10 1997

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

HENRY GANDIHER - 37 yrs - FARMER
CASTLEFORD, Idaho 83321

Ques. 2 Are you acquainted with ALFRED KAMER, the holder of
Permit No. G-31006 ? How long have you known him and where does he reside?

12 yrs CASTLEFORD, Idaho

Ques. 3. Have you read or heard said Permit No. G-31006 read, and are you familiar
with its provisions and conditions: Yes X No. _____

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range

NW 1/4 of SW 1/4 Sec. 5 T10S R13E B1M Town Falls, Blaine Co

Describe works for conveying water to place of use: Ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 4.0 CFS How much water have you seen being so
conveyed? 4.0 CFS

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

<u>NW 1/4 of SW 1/4</u>	<u>Sec. 5</u>	<u>30 ACRES</u>	<u>T10S</u>	<u>R13E</u>	<u>B1M</u>
<u>S 1/2 of NE 1/4</u>	<u>Sec. 6</u>	<u>80 "</u>	<u>"</u>	<u>"</u>	<u>"</u>
<u>N 1/2 of SW 1/4</u>	<u>Sec. 6</u>	<u>80 "</u>	<u>"</u>	<u>"</u>	<u>"</u>
<u>SW 1/4 of SW 1/4</u>	<u>Sec. 6</u>	<u>40 "</u>	<u>"</u>	<u>"</u>	<u>"</u>
<u>N 1/2 of SE 1/4</u>	<u>Sec. 6</u>	<u>80 "</u>	<u>"</u>	<u>"</u>	<u>"</u>

31000

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?
If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1967

Other times you have seen such use: 1967 crop

(Signed):

Harry Lindinga

* * * * *

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Coeur d'Alene, County of Twin Falls, State of Idaho, on
this 6 day of Oct., A. D. 1967

Ronald Pearl

Notary Public for the State of Idaho

Residing Coeville, Idaho.

My commission expires Jan 1970

31006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 31006

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

John W. Blick Castleford farmer Castleford Idaho

Ques. 2 Are you acquainted with Alfred Kramer, the holder of
Permit No. G 31006? How long have you known him and where does he reside?

20 yrs. Castleford Idaho

Ques. 3. Have you read or heard said Permit No. G read, and are you familiar
with its provisions and conditions: Yes yes No.

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range

NW 1/4 of SW 1/4 sec 5 T. 10 S R. 13 E B.M. Twin Falls County

Describe works for conveying water to place of use: ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 4,000 CFS How much water have you seen being so
conveyed? 4.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

<u>NW 1/4 of SW 1/4 sec 5</u>	<u>30 acres</u>	<u>T 10 S R 13 E</u>
<u>S 1/2 of NE 1/4 sec. 6</u>	<u>80 acres</u>	<u>"</u>
<u>N 1/2 of SW 1/4 sec. 6</u>	<u>80 acres</u>	<u>"</u>
<u>SW 1/4 of SW 1/4 sec. 6</u>	<u>40 acres</u>	<u>"</u>
<u>N 1/2 of SE 1/4 sec 6</u>	<u>80 acres</u>	<u>"</u>

31006

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Clay Loam soil 1/2 to 1 acre (approx) bar
Two acre feet.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? 1966

Other times you have seen such use: 1966 + 1967

(Signed):

John W Bleck

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Coaldale, County of Twin Falls, State of Idaho, on
this 6 day of oct., A. D. 19 67

Donald Reed

Notary Public for the State of Idaho

Residing Coaldale, Idaho

My commission expires Jan. 1970

31006

[illegible]

№ 12843

I, Walter J. O'Connell, being first duly sworn upon

oath depose and say that I am William H. Hays of the TIMES-NEWS,
published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy
of the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for three
consecutive business days, commencing with the issue dated
August 7, 1967, and ending with the issue dated
August 28, 1967.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 27th day of July, 1967.

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

31500

August 28, 1967

Re: Permit No. G-31006

Mr. Alfred C. Kramer
Castleford, Idaho 83321

Dear Mr. Kramer:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-31006.

We have mailed the notice to the Twin Falls Times-News to be published once a week for four consecutive weeks prior to October 6, 1967, which is the hearing date when the permit holder Alfred C. Kramer and two disinterested witnesses must appear before Donald Reese, Castleford, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Alfred C. Kramer.

Be sure all the forms have the notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

2004

August 28, 1967

Re: Permit No. G-31006
Alfred C. Kramer

The Times-News
Twin Falls, Idaho 83301

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 6, 1967. The expense of the publication is to paid by Alfred C. Kramer, Castleford, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

31006

28 1967
Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

October 6, 1967,

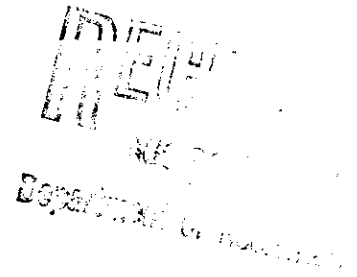
Notice is hereby given that on ~~XXXXXX~~ at Castleford, Idaho
County of Twin Falls, State of Idaho, before notary public (name & address) Donald Reese, Castleford, Idaho, proof will be
submitted of the completion of works for the diversion of 4.0 c.f.s. of the waters
of a well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-31006, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alfred C. Kramer,
Castleford, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
4.0 cubic feet per second.
3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial
use is 4.0 c.f.s.
4. The point of diversion of said water is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 10 S, R. 13 E, B.M.,
Twin Falls County.
5. The place where said water is used is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 10 S, R. 13 E, B.M.
6. The date of priority which said user is prepared to establish is March 4, 1963.

R. KEITH HIGGINSON

State Reclamation Engineer

31006



(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Times-News of Twin Falls, Idaho; published in the county in which the works are situated.

Alfred C. Kramer
(signature)

Castleford Idaho
(address)

Aug. 25- 1967.
(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

31006

Re: Permit No. G-31006

July 27, 1967

Mr. Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than March 8, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.


State Reclamation Engineer

RE LINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

31006

December 19, 1966

RE: Permit G-31006

Alfred Kramer
Castleford, Idaho

Dear Mr. Kramer:

Enclosed herewith is departmental receipt No. G-11201
in the amount of \$1.00 which covers the fee for a copy of
the above referenced permit which was mailed to you on Dec-
ember 2, 1966.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Receipt

31006

Castleford Idaho.
Dec. 13. 1966.

Dept of Reclamation
Boise Idaho.

Dear Sirs:

Enclosed find \$1.00
for service rendered.

Alfred Kramer

Application No.
G 39088

Permit No.
G 31006

RECEIVED
DEC 16 1966

Department of Reclamation

31006

December 5, 1966

RE: Permit G-31006

Alfred Kramer
Castleford, Idaho

Dear Mr. Kramer:

As requested by your letter of December 2, 1966. We are forwarding a copy of the above numbered permit. There is a \$1.00 fee for making this copy, however, which you may remit to our office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Copy of Permit G-31006

31006

U.S. DEPARTMENT OF AGRICULTURE
DEC 5 1966
Department of Reclamation

Castleyard Idaho
Dec. 2. 1966.

State Reclamation Engineer
Idaho State House
Boise Idaho.

Dear Sir:

931006 Please send me a copy of
my approved water permit
issued by the State Reclamation
Engineer, showing my right
to use water on my desert entry
no. 013932, which is a well
and located in the SE corner
of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 5,
Township 10, Range 13.

I am applying for a right of
way to build a small reservoir,
less than ten feet high and less
than five acre feet of water, to
catch waste water to re-pump.

Thanking you Sincerely
31006 Alfred Kramer

April 5, 1966

RE: Permit No. G-31006

Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

Enclosed is amendment to point of diversion on the above numbered permit which has been recorded in this office.

Receipt number G-10255 in the amount of \$1.00 was given to you at the time you were in our office. This amount covers the fee for recording.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Enc: Amendment

31006

Application for Amendment

POINT OF DIVERSION

Permit No. G-31006

Comes now Alfred C. Kramer
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-31006.

That the point of diversion is described in said Permit as being located:

NE 1/4 SE 1/4 Sec 6, T 10 S, R 13 E

That he now requests that the point of diversion be changed to a point located:

NW 1/4 SW 1/4, Sec 5, T 10 S, R 13 E

That the reason for desiring to make such change is as follows:

Error in original location

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 1 day of April, 1965

x Alfred Kramer

Date of Receipt at Department of Reclamation: 4/4/66

APPROVAL OF STATE RECLAMATION ENGINEER

I, S. Keith Higginson, Assistant, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31006. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

S. Keith Higginson
Assistant, State Reclamation Engineer

Recorded in Book 109 of
Permits, at Page G-31006
April 5, 1966

31006



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho
83701

IN REPLY REFER TO:

LO:CRK
Idaho 013932

JUL 22 1963

NOTICE OF ALLOWANCE

Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

Your Desert Land Entry, Serial No. Idaho 013932,
Receipt No. 840050, for NW1/4, Sec. 5;
Lots 6 & 7, S1/4, NE1/4, N1/4, Section 6,
Township 10 S., Range 13 E., Boise Meridian, Idaho,
containing 312.22 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.
Subject to the Act of July 17, 1914, which may require the reservation
of all oil and gas deposits to the United States.

Sincerely yours,

Michael T. Sloan

Land Office Manager

cc: State Reclamation Engineer ✓

31004

March 21, 1963

Re: Permit No. G-31006
Alfred C. Kramer

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. G-31006, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Alfred C. Kramer of Castleford, Idaho.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

31006

February 27, 1963

Re: Application for Permit

Alfred C. Kramer
Castleford, Idaho

Dear Mr. Kramer:

Returned herewith is your application for permit with attached check for \$7.75.

The filing fee for 4.0 cubic feet per second is \$5.75. The fee for sending two copies of the permit to the Bureau of Land Management is \$2.00, if this application is in connection with a Desert Land Entry.

Kindly answer No. 7, 8, 9 (a) and 9 (b) if applicable, I have changed the land list on page 2 to agree with the crosses on your map.

Complete the application and return with the proper filing fee. If this is for a Desert Land Entry, show under Remarks "This application is made in connection with a Desert Land Entry".

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. application
with attached check

310060

March 21, 1963

Re: Permit No. G-31006

Mr. Alfred C. Kramer,
Castleford, Idaho.

Dear Mr. Kramer:

We enclose Permit No. G-31006 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~Receipts~~ Departmental Receipt No. G-7754 which was issued covering payment in the amount of \$7.75, which includes \$5.75 for the filing fee and \$2.00 for the copies sent to the Bureau of Land Management, **was given to you while in our office.**

Well logs are an important part of your recorded water right and State Statutes require that well drillers supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

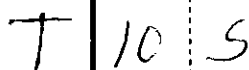
Encl.
EPR:pmk

(Mrs.) Edna P. Rule
Chief Clerk

31006

NAME OF APPLICANT:

ALFRED C KRAMER

Form No. 0

R 12 E

7

6	5
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65

weit

Permit No. ⁴ - B1046

Adopted

[illegible]

11/15/1964

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

31000

ALFRED KRAMER
SEL 5 10S13E

CASTLE FORD

PROOF PAPERS

310000



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER

107 STATEHOUSE
BOISE, IDAHO 83701
PHONE 344-5811 EXT. 511

31006