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Department of Water Resources

November 12, 1999
1475 Mountain Road
Bancroft, Idaho 83217

208-648-7828

Karl J. Dreher
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RE: In the matter of Application for Transfer Nos. 4705 of Water Right No. 13-07198, No. 4703 of Water Right No. 13-02259 and No. 4704 of Water Right Nos. 13-07165 & 13-07261 in the name of Gem Valley Farms.

Dear Mr. Dreher:

The approval of application for transfer no. 4703, 4704, and 4705 was made subject to conditions listed in the ORDER signed by Gary Spackman on April 26, 1996. Gem Valley Farms have failed to comply with the following conditions:

Acreage for irrigation in the S 1/2 of Section 19, T9S, R40E, B.M. has not been reduced by 42 acres.

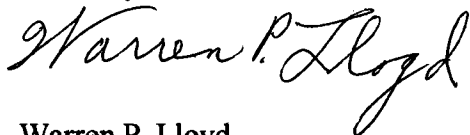
A new well has been constructed.

Totalizing measuring device and lockable controlling works have not been installed.

A well interference test has not been conducted for the well located in the SWSW, Section 20, T9S, R40E, B.M., and for the well located in the SENW, Section 29, T9S, R40E, B.M.

I request the ORDER of approval for the application for transfer no. 4703, 4704, and 4705 be rescinded.

Sincerely,



Warren P. Lloyd