



**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 20, 1999

Armand Eckert, Secretary  
Water District 47G  
716-B E 4900 N  
Buhl, ID 83316

RE: Eagle View Farms Transfer 5588

Dear Mr. Eckert:

This day Pat Elkin visited my office and expressed concern over the recent advertising of transfer No. 5588 in the name of Visser Holsteins dba Eagle View Farms. I understand Mr. Elkin's interests include those of the Magic Water Co. and those of Water District 47G.

Specifically Mr. Elkin's concern was the portion of the advertising that indicated that a total of 45.54 cfs was to be diverted from Salmon Falls Creek. Mr. Elkin being familiar with delivery of the rights on Salmon Falls Creek indicated that Salmon Falls Ranch (Being purchased by Eagle View Farms) rights did not total 45.54 cfs.

I have reviewed the water right records and find that although Salmon Falls Ranch rights numerically add up to 45.54 cfs; these rights and others are limited by remark to the diversion capacity of the pumping plant on Salmon Falls Creek. I find that the following rights when combined are in fact limited to 24.71 cfs.

Right No.	Owner of Record	Priority	Amount	Remarks
47-02316B	Salmon Falls Ranch	01/12/1959	3.33	
47-02316C	Salmon Falls Ranch	01/12/1959	6.92	
47-02402	Salmon Falls Ranch	04/05/1965	6.40	
47-02417	Salmon Falls Ranch	04/19/1966	16.89	
47-07565	Driscoll Brothers	08/30/1979	4.47	Groundwater
47-07569	Driscoll Brothers	10/22/1979	5.52	
47-07618	Driscoll Brothers	01/07/1980	4.88	Groundwater*
47-07642	Salmon Falls Ranch	04/09/1980	12.00	
47-07615	Driscoll Brothers	09/25/1980	4.88	Groundwater*

\*Limited to 4.88 when combined

Note that the groundwater rights are from wells that inject into Salmon Falls Creek then are re-diverted from the creek with the creek water through a common system. The diversion capacity of

the creek pumps limit use of all the above rights to 24.71 cfs at any one time. If the pending transfer is approved the historical limitation will continue so as not to expand the use of the rights or injure other water rights.

If any party has questions regarding this limitation please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt". The signature is fluid and cursive, with a large initial "A" and "M".

Allen Merritt, PE  
Southern Region Manager

CC: Salmon Falls Ranch  
Eagle View Farms  
Driscoll Brothers  
Charles Brockway, Sr.