

RECOMMENDATION REVIEW

Date: 6/30/2008
Agent: S. Hemenway
Claimant: Timothy and Angela MacDowell
WR# 21-13071 (renumbered split from 21-53)
Mailing Address: 920 N. 2950 E, St. Anthony, ID 83445
Phone #: (208) 624-0905
Location of POD: T8N R42E SEC 20 SWNWSW
Attorney Representing Claimant: Jerry R. Rigby
Attorney's Address: PO Box 250/25 N. 2nd E. Rexburg, Idaho 83440
Attorney's Phone #: (208) 356-3633
System Description: Curr Ditch, concrete check across Fall River, concrete headgate with 3 screw gates
Measuring Device: headgate (water controlled by watermaster)
Field Exam: Decree
Nonirrigation Uses: NONE
Other Uses: NONE
Other WRs Used: 21-39G (THAT WAS DISALLOWED AND RECOMMENDED AS 21-13073)
Supplemental Water: NONE
Basis of Claim: Decree
Priority Date: 6/1/1889
Evidence of Priority: Decree

NOTES:

Total acreage owned by claimant is 3.2 acres.
Overlap: 21-53H (for same 3.2 acres), 21-39G (disallowed, but was recommended as 21-12997)
Combined limit set at 0.03 cfs/acre due to WR claim 21-13071 being 0.31cfs/10.3 acres = 0.03cfs/acre
Confirmed total acreage 3.2 ACRES X 0.03 CFS = 0.10 CFS.
Possible data entry error with the original WR claim with acreage and cfs, since on forms submitted it showed the attorney representing Stephen Loosli on the standard form 4.
Since the original WR claim was requesting 0.03 cfs/acre for 10 acres, and the confirmed acreage was 3.2 acres, the recommended cfs stayed with the 0.03 cfs/acre allowing 0.10 cfs/3.2 acres.

Recommendation:

C18
E55 COMBINED LIMIT OF 3.2 ACRES IN SINGLE IRR. SEASON.
E64 AUTHORIZES IRR. OF 3.2 ACRES.
F01 WATER DELIVERED THROUGH CURR DITCH
E62 COMBINED W/WR# 21-13071 & 21-12997, 21-53H to PROVIDE NO MORE THAN 0.03 CFS/AC
F05 21-00053, 21-13070, 21-13072, 21-13073, and 21-13074 are diverted through same POD.

Recommendation (continued):

E56 COMBINED TOTAL OF 3.2 ACRES IN A SINGLE IRR. SEASON WR# 21-13071, 21-53H & 21-12997.

P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT A21-00053.

PIN: RP08N41E136754 (1.4 ACRES); RP08N41E136750 (1.6 ACRES)

THEN THERE IS A 0.2 ACRE PARCEL BELOW THE 1.6 ACRES THAT HAD NO PIN.