

RECOMMENDATION REVIEW:

Phone Conversation & Review: 9/10/2008
Agent: S. Hemenway
Claimant: R. Brent and Sue Ricks
WR# 22-13830
Mailing Address: 13289 E Hwy 33, Newdale, ID 83436
Phone #: Hm: (208) 458-4969, Cell (208) 317-6541
Location of POD:
System:
Measuring Device: A totalizing measuring device of a type approved by IDWR shall be maintained as part of the diverting works. Regulated by the watermaster of State Water District No. 01.
Field Exam: 7/18/1985 for 300 acres with License 22-07286 (same water system)
Nonirrigation Uses: NONE
Other Uses: NONE
Other WRs Used: 22-7247 and 22-7286 (both have the same 300 acres of POU, and POD)
Supplemental Water: Fremont Madison Irrigation 288 af, and Canyon Creek Canal Co 37.5 af (for entire property farmed)
Basis of Claim: License
Priority Date: 6/6/1984 (recommending date claimant requested)
Evidence of Priority: Affidavit dated 8/22/2008 from Delvan Ward irrigating since 1983, and copies of Farm Account records showing when the mainline and handlines were purchased in 6/1985. (received copies 9/8/2008)

NOTES: Enlargement 42-1416 & 42-1426 Both 1987 aerial maps, and 1992 DOQQ show proof of irrigation, pivots, handline. 22-7247 and 22-7286 (both have the same 300 acres of POU; they have the same POD as 22-13830) License 22-7286 is for 300 acres irrigation; this is for an enlargement of acres without increasing cfs. Enlargement is for acres owned by the US Forest Service, but claimant has a contract with them. (copy of contract is in the file)
Permit waived, due to not requesting an increase in the total rate of diversion; going with Maximum Combined Diversion Rate on license of 6.00 cfs Idaho Code 42-1426
Added Sue Ricks to recommendation report, per 8/13/2008 phone req by claimant. Sue is included on all other water rights, but had not originally been included on the claim submitted.
Limited rate of diversion of 0.02 cfs/acre when combined with all other rights, per License 22-07286.
Limited volume of 3.5 afa/acre when combined with all other rights, per License 22-07286.
Shoulder remark S38 used, since irrigation season of use on license is shorter than standard.
Standard Season of Use is 4/1 - 10/31 (license shows 4/15 - 10/15)
803.6 AF= 804.0 AF = 229.6 acres irrigated X 3.5 requirement (STANDARD AF)
6.0 cfs license/300 acres X 229.6 acre enlargement = 4.592 cfs = 4.6 cfs.

Recommendation:

C18

N11

Limit to a total combined diversion rate of 0.02 cfs/acre, per License 22-7286.

Explanatory: Claimant has signed contract to use property owned by Bureau of Reclamation

M11 A measuring device or access port shall be maintained as a part of the diverting works.

S38 Use may begin as early as April 1 and continue as late as October 31. Use before

April 15 and after October 15 under this remark is subordinate to all water rights...

B09 This right is subject to regulation by the watermaster of Water District 01.

The rate of rediversion from the Teton River shall not exceed the rate of injection into the

Teton River from the exchange well 22-7247

Combined limit with all other rights of 0.02 cfs/acre and 3.5 afa/acre during and single irrigation season.

K09 ENLARGEMENT OF 229.6 ACRES

K06 LIMITED TO 229.6 ACRES within the POU

C11 PRIORITY

E51 WRs 22-7286, 22-7247 & 22-13820 are limited to a total combined diversion rate of 6.0cfs

K02 ENLARGEMENT OF WR 22-7286

R59 when combined w/ all other rights shall provide no more than 3.5 afa per acre for lands listed above

F05 22-7286, 22-7247, and 22-13830 are DIVERTED THROUGH SAME POD