

Nield, Jeff

From: Nield, Jeff
Sent: Friday, April 27, 2018 8:05 AM
To: 'Luke Marchant'
Subject: RE: K&S Properties LLC Transfer

Luke,

I apologize, I confirmed with Blake that it is acceptable to run the water modeling with just the consumptive use. Thank you for bringing that to my attention. I will attach the information you sent me to K&S's application and will wait for the other item (#3) that we have discussed.

Thank you,

Jeff Nield

Stream Channel Specialist/Water Resource Agent
Idaho Dept. of Water Resources
900 N Skyline Dr, Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161



From: Luke Marchant [mailto:lmarchant@holdenlegal.com]
Sent: Thursday, April 26, 2018 2:58 PM
To: Nield, Jeff <Jeff.Nield@idwr.idaho.gov>
Subject: RE: K&S Properties LLC Transfer

Jeff,

I've attached a signed consent document from the Howells that should address the second issue you raised below. I am working on correcting the acre issues you raised in #3, and as soon as I get that fixed, I will get the corrected pages to you. As for #1, on the modeling, I believe 51 acre-feet/trimester is the correct number because it represents the consumptive use portion of the water right that is being moved (51 acres at 3 acre-feet/acre consumptive use = 153 acre-feet/year, divided by 3 trimesters = 51 acre-feet/trimester). 68 acre-feet/trimester would represent the full amount of water being transferred (at 4 acre-feet/acre), but my understanding is that we only have to model the consumptive use amount. This was verified in a phone call with Blake Jordan several weeks ago. I recognize that there will be no difference in the impacts of modeling 68 acre-feet/trimester versus 51 acre-feet/trimester, but unless IDWR policy has changed recently, I believe that 51 acre-feet/trimester is the correct amount to model.

If you have any questions, or need any additional information, do not hesitate to contact me.

Thanks.



Luke H. Marchant

Holden, Kidwell, Hahn & Crapo, P.L.L.C.
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, Idaho 83405
Phone: (208) 523-0620
Fax: (208) 523-9518
Email: lmarchant@holdenlegal.com

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From: Nield, Jeff [<mailto:Jeff.Nield@idwr.idaho.gov>]
Sent: Tuesday, April 24, 2018 1:21 PM
To: Luke Marchant <lmarchant@holdenlegal.com>
Subject: K&S Properties LLC Transfer

Good afternoon Luke,

I was looking over the transfer application that was recently submitted for Kim and Sue Grover (K&S Properties). Upon initial review there were just a few corrections that need to be made:

1. On the water modeling data the number used is 51 AF (which is the number of acres being transferred), but this number needs to be 68 AF in order to represent the actual AF being transferred. This shouldn't cause a huge discrepancy or a problem with the data, but it should be addressed.
2. Part of water right number 35-7549A is on the property of Clayton Howell. We just need verification from Mr. Howell that he does not own any portion of this water right, and that the part of water right 35-7549A that is going to be transferred off his property isn't going to be an issue.
3. The numbers of irrigated acres per QQ tract on Part 2B of the application does not match up with the water right report. The legal description on the water right report says 32 acres in the NWNW (33.2 acres on the application) and 3 acres in the SWNW (2.6 acres on the application). After this is corrected on the application, the number of acres in T01S R43E Sec 31 needs to be changed to correctly represent the rest of the number of acres being transferred.

Please feel free to contact me if you have any questions or concerns.

Thank you,

Jeff Nield

Stream Channel Specialist/Water Resource Agent
Idaho Dept. of Water Resources
900 N Skyline Dr, Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

