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DEPARTMENT OF
WATER RESOURCES

April 20th, 2015

Mr. Shelley Keen
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, ID 83720-0098

Re: Petition for Reconsideration- Water Right License 34-7153.

Dear Shelley:

This letter serves as a formal petition for reconsideration for water right 34-7153 that was licensed on April 1st 2015. We are requesting the irrigated area be increased from the licensed amount of 12.5 acres, to the field examiners recommended amount of 14.9 acres. Testimony from the landowner regarding the area irrigated at the time of the proof date associated with the permit and the fact that portable hand line sprinklers were used in conjunction with the irrigated area justifies the examiners recommendation of 14.9 acres being irrigated as it would be very difficult to limit the extent of irrigation to the irregular licensed area of 12.5 acres.

The licensing of 34-7153 should be based 1990 LandSat photography, the water right owner's testimony, and the certified water rights examiners report. The IDWR licensing examiner stated, "Unfortunately, the resolution of the LandSat photography is not good enough to delineate any real structures or fields.", yet the examiner used these photos as the basis for the amount of irrigated acres licensed. We see no justification for IDWR to reduce the number of irrigated acres and associated flow rate based on low quality aerial images where areas adjacent to the licensed POU appear to have the same color and there is no discernable difference in appearance of irrigation.

Please let me know if you have any further questions and how you would like to proceed. Thank you for your time.

Regards,


Zach Latham, M.S., Hydrologist

Cc: Mr. Ron Rish

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