

Lester, Steve

From: Edl, Michele
Sent: Tuesday, March 24, 2015 6:05 PM
To: Lester, Steve
Subject: RE: Hipwell WSB rental appl re protested appl 57-11840

I think that that'll be great.

And probably good timing. We haven't yet approved the lease application for the right that Mr. Hipwell wants to rent. I will need to see that through first.

From: Lester, Steve
Sent: Tuesday, March 24, 2015 4:58 PM
To: Edl, Michele
Subject: RE: Hipwell WSB rental appl re protested appl 57-11840

Thanks Michele, goods information.

I do have a concern about approving the rental prior to Western completing a formal request to the protestant to at least give her chance to speak up about it. I think our contested case is weaker without this, has at least the appearance of limiting protestant's due process, even though that's not our intent. It's true the applicant copied the remaining protestant in the WSB rental cover letter, but protestant has not heard directly from us in this matter. I think she would rightfully expect to hear from us.

I can draft a brief letter & send with copy of attorney's cover letter & allow protestant about 10 days to respond. Even if she objects, we could approve rental with conditions to cover problems if they occur. This would get to the same good place without hurting our contested case process. Even if we denied the WSB appl, we should seek protestant comments before doing that within the contested case framework.

I will send the letter & calendar the protest file for 10 day call up. Jeff as acting manager can take it from there & coordinate with you for WSB wrap up.

How does that sound?

Steve

From: Edl, Michele
Sent: Tuesday, March 24, 2015 1:48 PM
To: Lester, Steve
Subject: RE: Hipwell WSB rental appl re protested appl 57-11840

Steve,

I have looked at these proposals and will be recommending that we proceed with processing the rental. This situation is similar enough to rental in B36 that we have approved two years in a row now. In that case the neighbors were and are concerned about the impact to their wells which could be brought about by inserting a large irrigation use into the area. However, none of those concerned neighbors have provided any evidence to IDWR. On the other hand, the B36 renter has established a monitoring well network of sorts which is being managed by his engineering consultant. This is again similar to Mr. Hipwell's proposal. In essence, this rental will be a one-year pump test.

Cherie has instructed me to arrange a meeting with state office personnel only. I'm guessing that she wants to relieve you of at least one thing. I will be writing up my recommendation this afternoon. In the rental review and processing, I

will be asking Angie for her comment. If she already knows about this rental proposal and is of like mind then the only hurdle will be other state office folk.

Sincerely,
Michele

From: Palmer, Cherie
Sent: Tuesday, March 24, 2015 9:26 AM
To: Lester, Steve
Cc: Edl, Michele
Subject: RE: Hipwell WSB rental appl re protested appl 57-11840

Hi Steve,

I have assigned this rental application to Michele yesterday. Once Michele has reviewed the application, she will meet with me, Remington, and Shelley to discuss any conclusions. I know there's a time crunch so we'll expedite this one.

Cherie

From: Lester, Steve
Sent: Tuesday, March 24, 2015 9:00 AM
To: Palmer, Cherie
Subject: Hipwell WSB rental appl re protested appl 57-11840

Hi Cherie:

I know you are plenty busy with WSB & other stuff so hate to bug you like this but I will anyway ...!

If you have a chance before this Friday, please see 3/19 email I sent you with same subject label. If nothing else, we could talk about it more so you can resolve questions with other staff when I'm gone.

Thx,

Steve