

Carlsen, Ernie

From: Carlsen, Ernie
Sent: Thursday, May 14, 2009 2:06 PM
To: 'T. J. Budge'
Subject: Protested transfer applications #74914 and #74916, The Retreat at Bear Lake

T.J.

I heard from Lance Anderson that The Retreat at Bear Lake has secured funding to move forward with its proposed development and as you probably know Randy has asked to have the second prehearing on the ground water permit application scheduled for sometime in July. Though it is important to continue working toward resolution on the protested permit application, it is my understanding the Department will not go forward with a hearing on this application without an acceptable mitigation plan and an integral step to implementing the mitigation plan is administrative action on the two protested transfer applications. There are fewer parties involved with the transfer applications so it will be less difficult to schedule the prehearings and, if necessary, the hearings on these two applications than doing the same for the permit application. Your thoughts?

Thanks
Ernie Carlsen
Water Resource Program Manager
(208) 525-7161

Carlsen, Ernie

From: Carlsen, Ernie
Sent: Thursday, May 14, 2009 12:53 PM
To: Peppersack, Jeff; Keen, Shelley; Skaggs, Pam
Subject: Correcting ownership change

Do you recall a situation where a water user holds a portion of a water right and he/she has asked the department to correct a change of ownership split for the other portion of the water right because the change as we processed it actually reduced his portion of the right? What course of action did we suggest the right holder take to get the department to reconsider the division on the water right? We have a protested transfer application #74916, Retreat at Bear Lake, which was filed to clarify the historic place of use and division of water rights 11-924 and 11-929. Before moving forward with a prehearing and potentially a hearing, I need some guidance on the procedural process for getting the department to reevaluate two changes of ownership splits 11-6714 and 11-7629 which appear to have split off more water and acres than were appurtenant to the historical POU under 11-924.

Thanks
Ernie Carlsen
Water Resource Program Manager
(208) 525-7161

5/14/2009

Enter Water Right Number

Basin # Sequence # Split Suffix Find Pedigree
11 924 AJ WR

Total Acreage, Volume, & Rate for

Calculate Parent Acreage Parent POU Acreage Parent Rate Parent Volume
Total Children Acreage Children POU Acreage Children Rates Children Volumes
Difference Difference Difference Difference

- WATER RIGHT PEDIGREE
 - 11-924/WRWATERRIGHT
 - 11-7596/WRWATERRIGI
 - 11-7613/WRWATERF
 - 11-7627/WRWATE
 - 11-7628/WRWATE
 - 11-7629/WRWATE
 - 11-7614/WRWATERF
 - 11-7597/WRWATERRIGI

Water Right #	Status	Owner List	Source	Priority Date	Water ...	Rate	Acres	Vol.	Pedigree Type
11-924 WRWA...	PARENT	TRANSTRUM, OLA;	BEAR RIVER	04/15/1877	01	15			
11-7596 WRW...	PARENT	TRANSTRUM, OLA;	BEAR RIVER	04/15/1877	01	3.5	372		Ownership Ch
11-7613 WRW...	PARENT	TRANSTRUM, OLA;	BEAR RIVER	04/15/1877	01	3.12	332		Ownership Ch
11-7627 WRW...	Active	TRANSTRUM, OLA;	BEAR RIVER	04/15/1877	01	0.11	12		Ownership Ch
11-7628 WRW...	Active	ROBINSON, WILLIAM;	BEAR RIVER	04/15/1877	01	2.63	280		Ownership Ch
11-7629 WRW...	Active	ROMRELL, DEMAR;	BEAR RIVER	04/15/1877	01	0.38	40		Ownership Ch
11-7614 WRW...	Active	KIMBALL, LANETTE R;	BEAR RIVER	04/15/1877	01	0.38	40		Ownership Ch
11-7597 WRW...	Active	THE RETREAT AT BEAR LA...	BEAR RIVER	04/15/1877	01	11.5	166		Ownership Ch

View Combined Water Right

Generate Proof Report

To view the combined rights, make sure to click on the combined right in the tree view before clicking the button.

Enter Water Right Number

Basin # Sequence # Split Suffix Find Pedigree
11 929 AJ WR

Total Acreage, Volume, & Rate for

Calculate
Total

Parent Acreage Parent POU Acreage Parent Rate Parent Volume
Children Acreage Children POU Acreage Children Rates Children Volumes
Difference Difference Difference Difference

WATER RIGHT PEDIGREE
11-929/WRWATERRIGHT
11-7600/WRWATERRIGI
11-7601/WRWATERRIGI

Water Right #	Status	Owner List	Source	Priority Date	Water	Rate	Acres	Vol.	Pedigree Type
11-929 WRWA...	PARENT	TRANSTRUM, OLA	BEAR RIVER	04/15/1885	01	1.4			
11-7600 WRW...	Active	ROBINSON, WILLIAM;	BEAR RIVER	04/15/1885	01	1.05	120		Ownership Ch
11-7601 WRW...	Active	THE RETREAT AT BEAR LA...	BEAR RIVER	04/15/1885	01	0.35	40		Ownership Ch

View Combined Water Right

Generate Proof Report

To view the combined rights, make sure to click on the combined right in the tree view before clicking the button.