

MEMO

TO: File 35-9085

FROM: CPadilla

DATE: November 10, 2010

RE: Licensing Review Memo

Time Line:

Application for Permit Received: 10/1/99

Permit Approved: 12/3/99

Proof of Beneficial Use Received: 12/23/05 (recvd late priority advanced by order)

Field Exam Conducted: 6/5/07

Conditioning

Comment	Water Permit Condition Report 35-9085
Doesn't carry to license	046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
Doesn't carry to license	26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
As written, this condition does not require the permit holder to use SW first for irrigation. There is very little value to this condition as it says SW should be used in conjunction with groundwater. I think it should be omitted from license. <i>Per Shelley keep condition CP</i>	The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation occurring under this right as described above. <i>It's better to at least mention surface water use</i>
Update to x60	Place of use is located within Lots 1-20, Blk. 1; Lots 1-10, Blk. 2; and Lots 1-24, Blk. 3; Snake River View Estates.
Update to x59	Points of diversion are located between Lots 5 and 6, Blk. 3, and between Lots 19 and 20, Blk. 3, Snake River View Estates.
54 homes confirmed to be developed.	Domestic use is for 54 homes.
Carries to license	071 The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
Carries to license	070 The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
Not used on licenses. <i>CP</i> No information was submitted to the dept although 42-701(7) states that domestic uses are exempt from such a requirement. <i>ALSO</i> Not used on licenses per Norm Young (12/98) because the last paragraph on all new licenses is sufficient to cover this concept.	067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

POU Overlap Analysis: The subdivision is within the service area of New Lavaside Ditch Co., Corbett Slough Ditch Co., and Riverside Ditch Co. At the time of the development of this permit, the subdivision had adequate shares of surface water through Riverside Canal Co. (see memo from Sharla dated 11/30/1999)

PD Summary:

Tag #	Location	Rights that Use PD	Uses
D0037612 (North)	NWSW Sec. 23 2S35E Gov. Lot 3	35-9085 and Permit 35-13577	Domestic
D0011795 (South)	SESE Sec. 22 2S35E	35-9085 and Permit 35-13577	Domestic

Volume and Diversion Rate: The field examiner found a capacity of 1.84 cfs. The license will be limited to the permitted rate.

The field examiner recommended 1.2 afa per home to cover indoor and ½ acre of irrigation per home. The total volume licensed will be 64.8 afa.

Amendment Needed?: NO

Snake River View Estates

Lot and Block

