

Review Memorandum

Date: September 24, 2010

To: File 21-7446

From: Craig L. Saxton *CLS*

RE: Licensing review for 21-7446

Purpose of Use: Permit holder requested that the purpose of use be changed to Municipal per Idaho code Section 42-202B(5)c. This will allow for the POU to be described more generally. However, because it was originally permitted as domestic use, an annual volume will need to be carried over based on beneficial use established during the development period.

Change in purpose of use will require an amendment for licensing purposes.

Point of Diversion(s): Three (3) PODs found at licensing field exam and are linked to the delivery system. Amendment will add the other two points of diversion that were not permitted.

Volume: Field Exam conducted on 7-30-92 confirm that the well supplies or is stubbed into 68 lots. The permit is limited to 40 homes so the volume will be based on 40 homes.

40 homes x 1.2 af/a = 48 af

Diversion Rate: Field Exam conducted on 7-30-92 measures the capacity of the well that was put to beneficial use during the authorized development period as 0.21 cfs (which is less than was permitted.)

Place of use: POU includes Robbins Summer Home Sites and Robbins Subdivision. It also includes the South 5 feet of lot 13 and all of lot 14, Steward Homesites Subdivision.

Conditions:

Permitted Conditions

049: Remove. In active

046: Remove

048: Retain

Domestic use is for 40 homes: Remove – Not applicable

Add Conditions:

128: Place of use is within the area served by the public water supply system of Henrys Fork Village Water Co. The place of use is generally located within Section 8, T12N, R43E.

180: A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.

070: The irrigation occurring under this municipal 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.

Note: Adding the condition is not a new requirement because as "Domestic" the irrigation was limited anyway.

x59: Added