

Comment Report

Application ID 72054

1. jstanton 12/16/2008 8:22:28 AM Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake Plain Aquifer

Exempt: N

Reason:

Doc Attached:

Explanation:

Special Administration Areas : Magic Valley GW District

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 12/16/2008 8:22:52 AM Additional Information Notes

Comment: Reviewed by Adjudication Staff: N/A

Mitigation Plan or acceptance form: N/A

Municipal Rights Anticipated Horizon Information: N/A

3. jstanton 12/16/2008 Comment/Analysis

Comment: This application proposes to tie 2 existing farms and 2 existing wells together under a common irrigation system. The private wells supplement A & B Irrigation District shares delivered by a well in Sec. 1. The application should be approvable with standard conditions. Both wells are in the same cell in the model grid, so mitigation is not an issue. There should be no hydrologic impact due to the proposed changes, so advertising and parallel processing should not be necessary.

This application was originally filed in 2001 with the intent of consolidating all the private water on Sec. 2 using only the east well on the farm. The south well was to be abandoned. The transfer was being held for a lienholder letter and possibly other reasons, but Mr. Carney asked about it last week when he was in my office. He told me how he now needs the system to be configured, so I am reviving the app per his request. He is having trouble with the A & B well that serves this area, so needs the private wells tied together for maximum flexibility of system operation. He and his wife have signed a corrected application that I will process.

Authority To File: The applicants are the owners of record for all 3 rights, so this is not an issue. Mr. Carney told me that there are no lienholders on either farm, so this is not an issue.

Water Right Validity: The rights were decreed in 2001, so forfeiture could be an issue. Due to the presence of A & B shares on both farms, the private wells have always

Due to the presence of A & B shares on both farms, the private wells have always watered more land than is shown in the rights. Both sources have always been co-mingled, but the private wells have operated separately. Some of decreed/licensed pou is either no longer irrigated or is irrigated under a separate water system, but I am no recommending forfeiture of any portion of the rights.

Injury To Other Rights: There should be none with standard conditions. The wells are monitored by the WD 130 watermaster, so the use should be kept within the available volume limits.

Enlargement of Use: None requested. The wells will continue to be used as needed to supplement the A & B shares.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

Review of the application finds that there is no clear inconsistency with criteria set forth in Sec. 42-222 I. C. preventing processing. At least prior to advertising, no other issues have been identified that would require further review or submittal of additional data by the applicant.