

Review: 47-7254 Telford
Agent: Sandy Hemenway
Date: 7/20/2009

Recommendation for License:

7/20/2009 Recommendations based on Memo (see Memorandum)

Contents of File:

7/16/2009	Memo, phone conversation between Sandy Hemenway and Russell Biggs (208) 280-2162 (original owner)
6/17/2009	Field Inspection Conducted (capacity of system 0.18 cfs)
9/9/2008	Letter from James Stanton to Magic Valley Realty (stated "this filing is only a permit at this time;" "understanding that the waste water that was used on this land at one time is no longer available due to upstream development."
3/14/2005	Assignment of Permit (from Russell Biggs, assigned to Matt Telford)
*8/16/2000	Mrs. Biggs called, may sell 33 acres (already sold 5), will call back within 60 days; new buyer may want permit
*8/15/2000	4:50pm left message
9/11/1996	Memo in file from Jim Stanton (phone conversation w/Mrs. Biggs, to set up Licensing exam; Mrs. Biggs stated they did not use the water, but plan to next year if water is available)
*5/8/1990	No water yet, will call when ready for exam; has sprinkler and ditch system (need aerial photo)
*5/9/1989	No waste water yet, will call when ready
9/23/1987	Examination Fee Information form, with \$100 paid, receipt #44236 (Extent of Use: for 25 acres, 0.50 cfs) Fee Schedule \$100 is good for 0.21 - 1.0 cfs, 21 - 100 af.
*9/23/1987	Contacted (326-5281), will be in
8/12/1987	License Examination Fee LAPSE NOTICE (\$ due on or before 12/11/1987)
8/12/1986	Examination Fee Notice
5/23/1984	Acknowledge receipt of statement submitted as proof of beneficial use.
5/4/1984	Proof of Beneficial Use submitted (stated measuring device had not, but would be installed) (signed 5/3/1984)
4/30/1984	Proof Due Notice
7/1/1979	Request for Extension of Time Granted (extended to 7/1/1984)
6/25/1979	Approved application for extension of time in connection with permit 47-7254.
5/1/1979	Submit either B/U proof card, or request extension of time.
11/28/1978	Enclosed 8/18/1978 Order changes the measuring device condition of approval on your water right permit (less restrictive)
8/18/1978	Order changed condition to: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department
7/16/1974	Letter w/ copy of approved Application for Permit, along w/copy of Memorandum Decision and Order (7/8/1974)

7/8/1974	Memo Decision and Order: water available in source is sufficient for the purposes sought to be appropriated. The source of water supply is wastewater from irrigated land of the protestant (Bryon Wright) POD requested is on the applicant's land, & the water will be diverted after it leaves the protestant's land. Diversion of water proposed would not reduce the quantity of water available to nor interfere w/existing water rights. Waters subject of this application are public waters of the State of ID which may be appropriated. The protestant however, is not required to continue his present irrigation practice to supply the applicant w/water. <u>Conditions:</u> The permit is subject to all prior water rights. Proof of construction of works & application of water to B/U shall be submitted to the Dept. on or before 7/1/1979.
7/8/1974	Approved Application for Permit
6/18/1974	Measuring Device Required & conditions listed on 7/8/1974 Order
6/18/1974	Hand written note signed by Russell Biggs and Byron Wright to allow Dept. to render a decision in the matter. Byron Wrights owns 160 acres of farm land south of Filer. His intent is to recapture the waste water by using 1400 feet of pipe, and bring it back to the upper portion of his land. In this way he will be able to reuse his wastewater.
6/18/1974	Roster of Attendance to Dept. of Water Admin. Office meeting at 1:30pm
6/4/1974	Notice of Conference and/or Hearing, signed by Bob Haynes (hearing date set for 6/18/1974)
4/15/1974	Letter sent to Biggs, with copy of the protest filed against the issuance of Application for Permit.
4/15/1974	Acknowledge receipt letter to Fred Decker, attorney, for the protest submitted.
4/15/1974	Letter from Attorney Fred Decker, and copy of protest from Byron Wright to be filed.
4/15/1974	Copy of Protest to Application for Permit
3/19/1974	Legal notice to be published by Times News
3/18/1974	Application Permit submitted (proposed priority date 3/18/1974) 0.76 cfs, 3/15 - 11/15, for 38 acres (pump in natural drain)

Conditions:

The permit is subject to all prior water rights.

Proof of construction of works & application of water to B/U shall be submitted to the Dept. on or before 7/1/1979.

7/8/1974	Approved Application for Permit	Measuring Device Required & conditions listed on 7/8/1974 Order
6/18/1974	Hand written note signed by Russell Biggs and Byron Wright to allow Dept. to render a decision in the matter. Byron Wrights owns 160 acres of farm land south of Filer. His intent is to recapture the waste water by using 1400 feet of pipe, and bring it back to the upper portion of his land. In this way he will be able to reuse his wastewater.	
6/18/1974	Roster of Attendance to Dept. of Water Admin. Office meeting at 1:30pm	
6/4/1974	Notice of Conference and/or Hearing, signed by Bob Haynes (hearing date set for 6/18/1974)	
4/15/1974	Letter sent to Biggs, with copy of the protest filed against the issuance of Application for Permit.	
4/15/1974	Acknowledge receipt letter to Fred Decker, attorney, for the protest submitted.	
4/15/1974	Letter from Attorney Fred Decker, and copy of protest from Byron Wright to be filed.	
4/15/1974	Copy of Protest to Application for Permit	
3/19/1974	Legal notice to be published by Times News	
3/18/1974	Application Permit submitted (proposed priority date 3/18/1974)	
	0.76 cfs, 3/15 - 11/15, for 38 acres (pump in natural drain)	

Hand written note signed by Russell Biggs and Byron Wright to allow Dept. to render a decision in the matter. Byron Wrights owns 160 acres of farm land south of Filer. His intent is to recapture the waste water by using 1400 feet of pipe, and bring it back to the upper portion of his land. In this way he will be able to reuse his wastewater.

6/18/1974	Roster of Attendance to Dept. of Water Admin. Office meeting at 1:30pm
6/4/1974	Notice of Conference and/or Hearing, signed by Bob Haynes (hearing date set for 6/18/1974)
4/15/1974	Letter sent to Biggs, with copy of the protest filed against the issuance of Application for Permit.
4/15/1974	Acknowledge receipt letter to Fred Decker, attorney, for the protest submitted.
4/15/1974	Letter from Attorney Fred Decker, and copy of protest from Byron Wright to be filed.
4/15/1974	Copy of Protest to Application for Permit
3/19/1974	Legal notice to be published by Times News
3/18/1974	Application Permit submitted (proposed priority date 3/18/1974)
	0.76 cfs, 3/15 - 11/15, for 38 acres (pump in natural drain)

Notice of Conference and/or Hearing, signed by Bob Haynes (hearing date set for 6/18/1974)

Letter sent to Biggs, with copy of the protest filed against the issuance of Application for Permit.

Acknowledge receipt letter to Fred Decker, attorney, for the protest submitted.

Letter from Attorney Fred Decker, and copy of protest from Byron Wright to be filed.

Copy of Protest to Application for Permit

Legal notice to be published by Times News

Application Permit submitted (proposed priority date 3/18/1974)

0.76 cfs, 3/15 - 11/15, for 38 acres (pump in natural drain)

****Notes written on cover of water right file, and on a post-it by Jim Stanton/Southern Region (copy of notes are in the file):***

POD Overlaps:	NONE
POU Overlaps:	47-8186 (irrigation); 47-10980 (domestic/stockwater)
Other Rights Used:	47-8186 Groundwater Application (8", 400' deep existing well located in SE corner of property, 10 Hp, drilled 1982 6/8/09 Per Pam Skaggs, this appl. is on hold due to the Swan Falls litigation, and probably will be for a while. 47-10980 Groundwater (Domestic/Stockwater)
Supplemental Water:	None; does not own any shares from the Twin Falls Canal Co.
System:	waste water ditch, 10' lift, sometimes 12' deep; 3 Hp pump (no tag), 40 psi, 6" discharge to 6" buried pipe to pond this discharges to 6" gated pipe running north to south (gravity flow east to west), discharges to concrete ditch on south boarder running east to west (siphon tubes then gravity flow south to north); a concrete weir in the SE corner of the system.

POU Overlaps: 47-8186 (irrigation); 47-10980 (domestic/stockwater)

Other Rights Used: 47-8186 Groundwater Application (8", 400' deep existing well located in SE corner of property, 10 Hp, drilled 1982
6/8/09 Per Pam Skaggs, this appl. is on hold due to the Swan Falls litigation, and probably will be for a while.
47-10980 Groundwater (Domestic/Stockwater)

Supplemental Water: None; does not own any shares from the Twin Falls Canal Co.

System: waste water ditch, 10' lift, sometimes 12' deep; 3 Hp pump (no tag), 40 psi, 6" discharge to 6" buried pipe to pond this discharges to 6" gated pipe running north to south (gravity flow east to west), discharges to concrete ditch on south boarder running east to west (siphon tubes then gravity flow south to north); a concrete weir in the SE corner of the system.

Measuring Device: concrete weir (formed and poured by Russell Biggs)
Other Uses: NONE
Ownership: Russell Biggs sold the property to Matt Telford 10 years ago.

Directions to POU: I84 to Twin Falls, S. on Hwy 93/79, Hwy74, S. Washington St. S, W E 3600 N (Hwy 74), S 2400 E (Hwy 93), W on E 3500 N