

47-8389 City of Twin Falls, Review for Licensing:

Reviewed By: Sandy Hemenway

Date: 6/29/2009

Background:

- 6/29/2009 No Responses from any parties, in reference to apposing the Application of Amendment.
- 6/23/2009 Added comment: On 8/19/04 F.E. conducted by Allen Merritt, confirmed location of wells # 1-4, & totalizing measuring devices on wells.
- 5/28/2009 Copy of Letter and Application of Amendment resent to Fritz Wonderlich and Charles Brockway due to "mail-return." Pam Skaggs said to allow at least 2 - 3 weeks for response.
Location for Jeffrey Warr was undetermined (last address, phone #, fax # belong to a different party for >7 years).
No results were found in DEX for Jeffrey Warr in Twin Falls or the surrounding areas.
- 5/20/2009 IDWR received the fees, and the signed Application for Amendment for 47-8389A (including 4 wells, and diversion rate 7.0 cfs).
- 5/6/2009 Letters sent to all parties involved and attorneys, with copy of Application of Amendment
To: City of Twin Falls; cc: Jacqueline Wakefield, John A. Rosholt, Tom McCauley, Mike Trabert, Fritz Wonderlich, Jeffrey Warr, and Charles Brockway.
- 5/6/2009 Meeting with Pam Skaggs, reviewing the file. Pam suggested mailing letter and Application of Amendment to all parties involved.
- 5/20/1997 Letter from Attny. Wonderlich w/ copies from protestants, stating they didn't mind combining 47-8410 and 47-8389A, as long as they didn't exceed a combined total of 7.0 cfs as in the 10/28/1996 Order. (letter in 47-8410)
- 11/29/2005 Letter: The College of Southern Idaho withdraws 1996 protest to 47-8389A
Application for Amendment found in file, but not a signed and dated copy
- 9/13/2005 email from Shelley Keen to Jwakefield ad Allen Merritt: draft amendments for 47-8389A (7.0 cfs), and 47-8406 at 6.00 cfs w/4-PODs;
- 3/22/2004 Memo from Allen Merritt (reasoning for the amendment was due to "proof already submitted; only 1 well to be used;")
- 3/25/2003 Letter from IDWR, Corey Skinner for Twin Falls to initiate a licensing field exam for permits #47-8389A and 47-8410
- 8/29/2001 Proof of Beneficial Use (1 well, total 6.7 cfs) **Part A** (met deadline, which was 9/3/2001)
- 10/28/1996 Permit
- 10/28/1996 Preliminary ORDER approved splitting of the application as: 47-8389A (7.0cfs) and 47-8389B (14.0 cfs)
Part A was approved by all Protestants, allowing for the Order and splitting into Part A, and Part B.
Part B is still protested and will remain on hold
- 10/4/1996 Memo from Allen Merritt (review and recommendation); due to agreements w/protestants for partial withdrawal (approving Part A), recommending 47-8389A for 7.0 cfs be recommended as Ordered.
- 7/26/96 & 8/27/1996 The department conducted conferences in the contested matter resulting in parties reaching an agreement concerning the development of 7.0 cfs of the 21.0 cfs applied for by the applicant.
- 7/31/1996 Order allowing Tom McCauley, and Robert and Kathy Meyers to intervene (they own fish hatcheries that would be affected by proposed wells.
- 10/31/1995 Application for Permit

10/28/1996 Preliminary Order split 47-8389 into 47-8389A (7.0 cfs), and 47-8389B (14.0 cfs)

Part A Status: Active Draft License

8/19/2004 Field Exam recommended 3.82 cfs, and recommended Amendments (change P.D. as reflected in report)
Totalizer = 2.80 cfs
Polysonic = 2.59 - 2.94 cfs
Installed meter = 2.73 cfs
2 years of data from Lance bates = 3.82 cfs shown for peak capacity (notes say system fluctuates)
8/29/2001 Proof of Beneficial Use submitted
10/28/1996 Permit No. 47-8389A signed and approved
10/28/1996 ORDER--Application for Permit No. 47-8389A (7.0 cfs) is Approved per Preliminary Order.
Purpose: Add well to existing City water system. Limit of 7.0 cfs, and only for construction of one well
POU: Within the service area of Twin Falls (met deadline, which was 9/3/2001)
POU Overlap 36-2603A, 36-2646, 47-2361, 47-2173, 47-11815, 47-11817, 47-8406, 47-8410, 47-2352,
Well Drillers Report: 4/27/1997 Municipal

Part B Status: Active wrApplication (no "Basis")----4/2/09 Pam Skaggs said to leave status "Active."

3/25/2009 **Added comment: "under Protest" to database (there is no deadline date for the Protest)**
11/16/2005 - 11/23/2005 Affidavit of Publication
10/28/1996 Preliminary Order approved split for 47-8389A (7.0 cfs) to be approved and developed, not 47-8389B (14.0 cfs)
7/26/96 & 8/27/1996 Department conducted conferences in the contested matter resulting in parties reaching an agreement concerning development of 7.0 cfs (Part A) of the 21.0 cfs applied for by the applicant.
Part B still protested.

Comment added to Part A and Part B, "10/26/1996 split by Order"

Unable to add comment to Parent.

HAVE EMALEE MAKE 2 FOLDERS, PART A AND PART B---4/6 Pam said Darla/Emalee decided not to split up the files.

<u>Priority</u>	<u>WR#</u>	<u>POD/CFS</u>	<u>Permit</u>	<u>Conditions</u>	<u>Approval from Protestants</u>
10/31/1995	47-8389A	Well #3 (3.82 cfs)	7.0 cfs	Limited to 7.0 cfs; construct 1 well	YES
12/12/1996	47-8406	Well # 1 (2.28 cfs)	6.0 cfs		
		Well #2 (0.86 cfs)			
4/10/1997	47-8410	Well #4 (6.69 cfs)	4.0 cfs	Combined Limit w/47-8389A of 7.0 cfs	YES
		13.65 cfs system capacity		(13.0 cfs is max. amount authorized to be developed w/ all 3 permits)	

4/23/2009 I prepared a cover letter and application for amendment, for licensing purposes to Twin Falls, cc: all previous protestant parties & attny's with \$50 fee due

***4/13/2009, Per Pam Skaggs, 47-8410 appears to have no B/U associated with that water right, since 13.0 cfs used up with 47-8389A and 47-8406, leaving only 0.65 cfs left over. Need to send a letter suggesting that they might want to withdraw 47-8410 permit.

License 47-8389A and 47-8406 as permitted, due to being tied into all 4 PODs, and the 2 WRs combined = 13.0 authorized 2 develop.

9/19/2005 email from Shelley states that an amendment for 47-8410 was not included, due to draft amendments for 47-8389A & 47-8406 totaled 13.0 cfs, which was the maximum amount authorized to be developed in connection with all three permits.

8/16/1999 signed amendment of Permit for 47-8410 including 4 PODs.

Protestants: (copies of signatures in file approving 47-8389A, for 7.0 cfs and 1 well; signatures approving combined 47-8389A & 47-8410, with condition not to exceed a total combined diversion of 7.0 cfs)

CSI

Brockway/Twin Falls

Warr/Fish Hatchery (Myers)

Rosholt/Canal Company

Wonderlich/T.F

McCauley/Little Mac Power

[illegible]

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Address

Information Search (WR/AJ)

B.	Seq...	S...	V.	Source Table	Basis	Status	RightID	Prior...	Dive...	Sour...	Wate...	Owner List	W...	Appli...
47	8389			wrWaterApplication		See Rem...	102495							58752
47	8389	A		wrWaterApplication		Withdrawn	567352	1995-...	7.00	GRO...	MUN...	CITY OF TWIN FALLS (...)		70481
47	8389	B		wrWaterApplication		Active	101058	1995-...	14.00	GRO...	MUN...	CITY OF TWIN FALLS (...)		68454
47	8389			wrWaterRight		See Rem...	102495							
47	8389	A		wrWaterRight	License	DRAFT A...	582258	1995-...	7.00	GRO...	MUN...	CITY OF TWIN FALLS (...)		
47	8389			wrWaterPermit		See Rem...	102495							
47	8389	A		wrWaterPermit		Active	101146	1995-...	7.00	GRO...	MUN...	CITY OF TWIN FALLS (...)		

The number of records is 7

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