

Robertson, Jean

From: Robertson, Jean
Sent: Monday, April 13, 2009 1:42 PM
To: 'rlh@jub.com'
Subject: Letter to City of Richfield

Attachments: img-413133833.pdf

Rex,
Here is a copy. Sorry you've been out of the loop.
Jeanie



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(66 KB)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

April 13, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CITY OF RICHFIELD
PO BOX 97
RICHFIELD ID 83349

RE: Application for Permit 37-22431 (adding new well)

Dear Applicants:

I have heard from our State Office in Boise and they would like some additional information regarding our Administrative Rules 5, d and e. These are available on our web-site at the following link, <http://adm.idaho.gov/adminrules/rules/idapa37/0308.pdf>, on page 14 of 040, Rule 40.

05. Additional Information Requirements.

d. Information relative to sufficiency of water supply, Section 42-203A(5)(b), Idaho Code, shall be submitted as follows: (7-1-93)

i. Information shall be submitted on the water requirements of the proposed project, including, but not limited to, the required diversion rate during the peak use period and the average use period, the volume to be diverted per year, the period of year that water is required, and the volume of water that will be consumptively used per year. (7-1-93)

ii. Information shall be submitted on the quantity of water available from the source applied for, including, but not limited to, information concerning flow rates for surface water sources available during periods of peak and average project water demand, information concerning the properties of the aquifers that water is to be taken from for groundwater sources, and information on other sources of supply that may be used to supplement the applied for water source. (7-1-93)

e. Information relative to good faith, delay, or speculative purposes of the applicant, Section 42-203A(5)(c), Idaho Code, shall be submitted as follows: (7-1-93)

i. The applicant shall submit copies of deeds, leases, easements or applications for rights-of-way from federal or state agencies documenting a possessory interest in the lands necessary for all project facilities and the place of use or if such interest can be obtained by eminent domain proceedings the applicant must show that appropriate actions are being taken to obtain the interest. Applicants for hydropower uses shall also submit information required to demonstrate compliance with Sections 42-205 and 42-206, Idaho Code. (7-1-93)

ii. The applicant shall submit copies of applications for other needed permits, licenses and approvals, and must keep the department apprised of the status of the applications and any subsequent approvals or denials. (7-1-93)

If you have information filed with DEQ, that may be all we'll need. If not, city planning data, and other population projection information may be required to prove the application is not speculative.

I also emailed about the suggestion that you put all three existing wells on this application, much like you did for the companion transfer, 75360. If you intend to amend your application, please use the following legal descriptions:

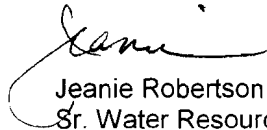
Well #1 is listed in the **NWNWNW** of Section 25, T04S, R19E but it is actually in the **SWNWNW** of Section 25. (We intend to correct this in the transfer process.) If you amend your Permit to add this well as suggested, please use the **SWNWNW** of Section 25.

Well #2 is in the SWSWNW of Section 25, T04S, R19E.

Well #3 is listed in the SENE of Section 26, T04S, R19E.

If you have any questions, please either email me or give me a call at 736-3033 or feel free to make an appointment.

Sincerely,



Jeanie Robertson
Sr. Water Resource Agent