

Prehearing Conference Notes

Tlucek Transfer #73901

From: J. Westra

Date: 04/21/09

Location : Western Region

Participants: see attached roster

-Prior to the conference (all parties present) I briefly updated Mr. Worman on the compliance status of Mr. Tlucek. Referenced handouts, transfer is the only remaining piece. Additional shares of surface water was purchased from Boise Kuna Irrigation District totaling 121.76 acres + 53.2 acres groundwater= 176.96 acre PPU.

-Mr. Worman requested to record the conference proceedings. I asked Mr. Campbell his opinion. He stated, he would not discuss settlement if the conference was recorded. I stated to Mr. Worman, the conference setting was normally informal; enabling parties to discuss the issues openly without comebacks. The conference was not recorded.

-The conference began with the applicant (Mr. Campbell, Mr. Lawrence) summarizing the transfer proposal and related history. As discussed above, the transfer is a product of an earlier violation consent agreement.

-Mr. Worman presented his concerns. His domestic well ran dry in 2005*. The static water level had dropped considerably resulting in having to have his pump lowered 20 ft. He has not had problems since; utilizes the well for yard/garden irrigation. Lot is 2/3 ac. See well log; Worman well drilled in 2000. The Worman well is located 500 ft from the Tlucek irrigation well.

-Mr. Campbell felt the issue of interference needed to be address. A consultant could check out the wells to determine if there in fact was a well interference issue. He would have to consult with his client first however.

-All parties agreed to set a hearing date for back stop—Week of Oct 13, 2009. IDWR will go ahead and make the arrangements

Follow-up;

- Send out hearing notices for date set.
- Check back with parties to gauge progress/status.

* 2005 was a drought year