

MEMORANDUM

Date: August 1, 2008
To: Water Right File 22-7114
From: Aaron Marshall
Re: Licensing Review

Application for permit no. 22-7114 (permit) was approved on February 25, 1975, with a proof due date of March 1, 1978. The permit authorized the use of water from Canyon Creek for irrigation of 1,702 acres at a rate of 20.0 cfs. A condition of approval required the permit holder to permanently install and maintain a measuring device as part of the diverting works.

The proof due date was later extended by order to August 1, 1978, since the permit holder was not given 60 days notice prior to the proof due date. A request for extension of time was approved on July 13, 1978, further postponing the proof due date to August 1, 1980, since installation of larger motors were needed at the pumping plant to divert the permitted rate. Proof of beneficial use was received on July 9, 1980, thereby ending the authorized development period under this permit.

The beneficial use field report was completed for this right on June 25, 2008. The examiner recommended licensing this right for the irrigation of 1,702 acres within a 2,725.4 acre permissible place of use at a rate of 20.0 cfs.

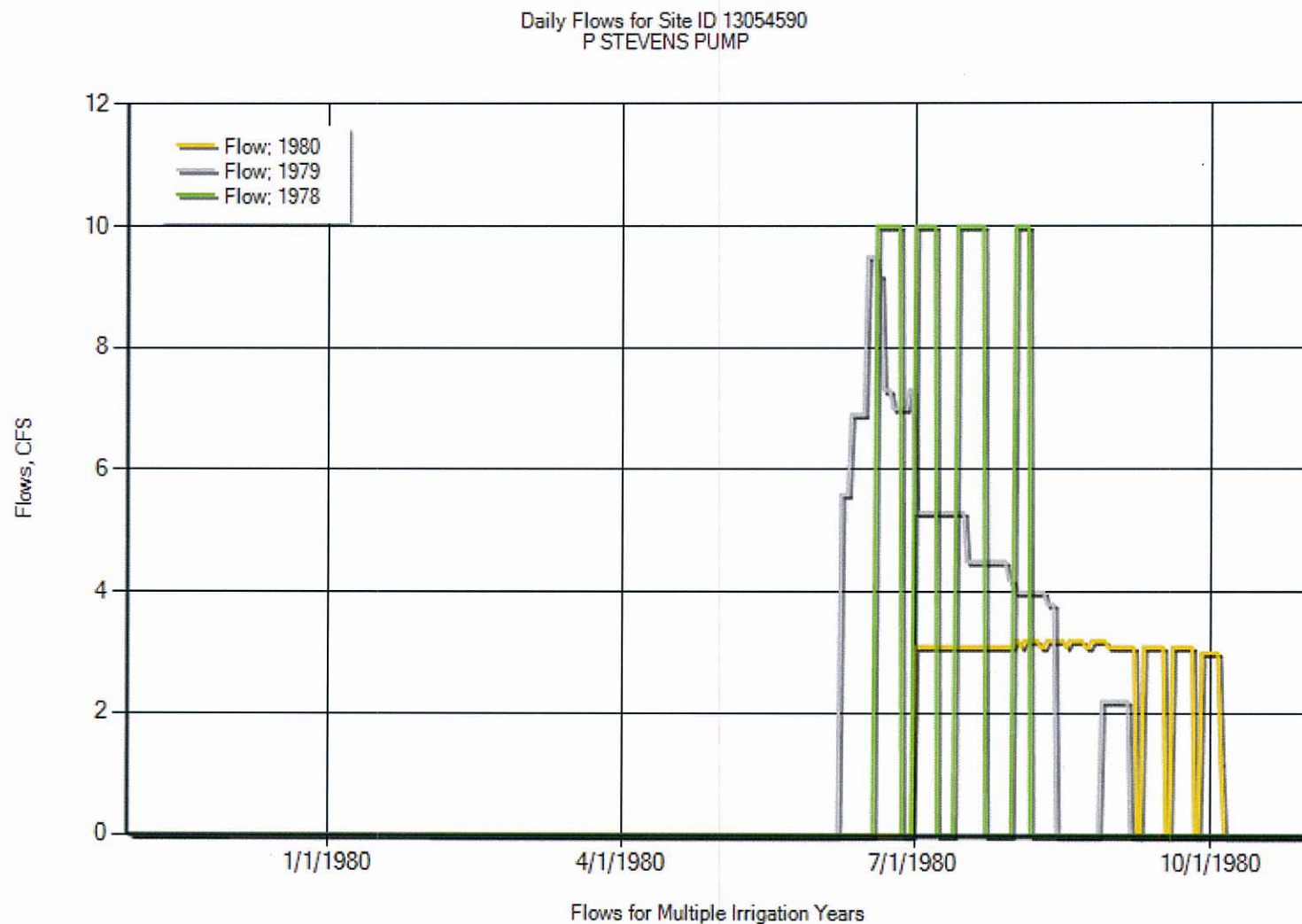
State Water District No. 1 (WD 01) staff measured the diversion works capacity at 21.65 cfs on June 20, 2008. IDWR has diversion records for this pumping plant from 1978 to present. The greatest diversion rate during the authorized development period, 1975 to 1980, was 10.0 cfs in 1978 (see attached records for 1978 through 1980).

Prior licensed water rights 22-7069, 22-7103, and 22-7230 are claimed in the Snake River Basin Adjudication (SRBA) and recommended with a combined rate limit of 12.94 cfs and the irrigation of 2,725.4 acres. These rights overlap entirely the place of use recommended by the examiner.

I have been informed by WD 01 staff that the permit holder has not maintained measuring devices at the point of diversion from Canyon Creek as required by the permit. The permit holder was notified by telephone in July 2007 of the requirement for permanent measuring devices. The permit holder has not yet fulfilled this obligation.

No beneficial use of water was developed under permit no. 22-7114 above and beyond prior water rights. The permit holder has not complied with all conditions of the permit. The permit should be voided.

Idaho Department of Water Resources; Historical Data



Produced by the Idaho Department of Water Resources

20080801

13054590 P STEVENS PUMP
 FLOW, CUBIC FEET PER SECOND, IRRIGATION YEAR, NOVEMBER 1979 TO OCTOBER 1980
 MEAN VALUES

Day	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	3.0
2	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	3.0
3	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	3.1	3.0
4	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	1.2
5	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
6	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
7	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
8	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	0.0	0.0
9	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	0.0	0.0
10	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	3.1	0.0
11	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
12	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
13	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
14	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
15	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
16	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
17	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	0.0	0.0
18	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	0.0	0.0
19	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
20	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
21	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
22	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
23	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	3.1	0.0
24	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	3.1	0.0
25	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.1	0.0
26	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	0.0	0.0
27	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	0.0	0.0
28	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.0	0.0
29	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.2	3.0	0.0
30	0.0	---	---	---	---	0.0	0.0	0.0	3.1	3.1	3.0	0.0
31	---	---	---	---	---	---	0.0	---	3.1	3.1	---	0.0
TOTAL									96	98	74	10
MEAN									3.0	3.0	2.0	0.0
MAX									3.1	3.2	3.1	3.0
MIN									3.1	3.1	0.0	0.0
AC-FT									191	195	147	20

IRRIGATION YEAR 1980 TOTAL 279 MEAN 1 AC-FT 553

20080801

13054590 P STEVENS PUMP
 FLOW, CUBIC FEET PER SECOND, IRRIGATION YEAR, NOVEMBER 1978 TO OCTOBER 1979
 MEAN VALUES

Day	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	2.2	0.0
2	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	2.2	0.0
3	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	2.2	0.0
4	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	2.2	0.0
5	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	2.2	0.0
6	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	0.0	0.0
7	0.0	---	---	---	---	0.0	0.0	0.0	5.3	4.0	0.0	0.0
8	0.0	---	---	---	---	0.0	0.0	5.6	5.3	4.0	0.0	0.0
9	0.0	---	---	---	---	0.0	0.0	5.6	5.3	4.0	0.0	0.0
10	0.0	---	---	---	---	0.0	0.0	5.6	5.3	4.0	0.0	0.0
11	0.0	---	---	---	---	0.0	0.0	6.9	5.3	3.8	0.0	0.0
12	0.0	---	---	---	---	0.0	0.0	6.9	5.3	3.8	0.0	0.0
13	0.0	---	---	---	---	0.0	0.0	6.9	5.3	3.8	0.0	0.0
14	0.0	---	---	---	---	0.0	0.0	6.9	5.3	0.0	0.0	0.0
15	0.0	---	---	---	---	0.0	0.0	6.9	5.3	0.0	0.0	0.0
16	0.0	---	---	---	---	0.0	0.0	9.5	5.3	0.0	0.0	0.0
17	0.0	---	---	---	---	0.0	0.0	9.5	4.5	0.0	0.0	0.0
18	0.0	---	---	---	---	0.0	0.0	9.5	4.5	0.0	0.0	0.0
19	0.0	---	---	---	---	0.0	0.0	9.2	4.5	0.0	0.0	0.0
20	0.0	---	---	---	---	0.0	0.0	9.2	4.5	0.0	0.0	0.0
21	0.0	---	---	---	---	0.0	0.0	7.3	4.5	0.0	0.0	0.0
22	0.0	---	---	---	---	0.0	0.0	7.3	4.5	0.0	0.0	0.0
23	0.0	---	---	---	---	0.0	0.0	7.3	4.5	0.0	0.0	0.0
24	0.0	---	---	---	---	0.0	0.0	7.0	4.5	0.0	0.0	0.0
25	0.0	---	---	---	---	0.0	0.0	7.0	4.5	0.0	0.0	0.0
26	0.0	---	---	---	---	0.0	0.0	7.0	4.5	0.0	0.0	0.0
27	0.0	---	---	---	---	0.0	0.0	7.0	4.5	0.0	0.0	0.0
28	0.0	---	---	---	---	0.0	0.0	7.0	4.5	2.2	0.0	0.0
29	0.0	---	---	---	---	0.0	0.0	7.3	4.5	2.2	0.0	0.0
30	0.0	---	---	---	---	0.0	0.0	7.3	4.2	2.2	0.0	0.0
31	---	---	---	---	---	---	0.0	---	4.2	2.2	---	0.0
TOTAL								170	152	60	11	
MEAN								6.0	5.0	2.0	0.0	
MAX								9.5	5.3	4.0	2.2	
MIN								0.0	4.2	0.0	0.0	
AC-FT								337	301	119	22	

IRRIGATION YEAR 1979 TOTAL 393 MEAN 1 AC-FT 779

20080801

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 FLOW, CUBIC FEET PER SECOND, IRRIGATION YEAR, NOVEMBER 1977 TO OCTOBER 1978
 MEAN VALUES

Day	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	0.0	0.0	0.0	0.0	0.0	10	10	0.0	0.0
2	---	---	---	0.0	0.0	0.0	0.0	0.0	10	10	0.0	0.0
3	---	---	---	0.0	0.0	0.0	0.0	0.0	10	10	0.0	0.0
4	---	---	---	0.0	0.0	0.0	0.0	0.0	10	10	0.0	0.0
5	---	---	---	0.0	0.0	0.0	0.0	0.0	10	10	0.0	0.0
6	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
7	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
8	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
10	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
13	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
14	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
15	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
16	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
17	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
18	---	---	---	0.0	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0
19	---	---	---	0.0	0.0	0.0	0.0	10	10	0.0	0.0	0.0
20	---	---	---	0.0	0.0	0.0	0.0	10	10	0.0	0.0	0.0
21	---	---	---	0.0	0.0	0.0	0.0	10	10	0.0	0.0	0.0
22	---	---	---	0.0	0.0	0.0	0.0	10	10	0.0	0.0	0.0
23	---	---	---	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0	0.0
24	---	---	---	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0	0.0
25	---	---	---	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0	0.0
26	---	---	---	0.0	0.0	0.0	0.0	10	0.0	0.0	0.0	0.0
27	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
28	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
29	---	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
30	---	---	---	---	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
31	---	---	---	---	0.0	---	0.0	---	0.0	0.0	---	0.0
TOTAL								80	160	50		
MEAN								3.0	5.0	2.0		
MAX								10	10	10		
MIN								0.0	0.0	0.0		
AC-FT								159	317	99		

IRRIGATION YEAR 1978 TOTAL 290 MEAN 1 AC-FT 575