

PRE-HEARING CONFERENCE NOTES

Application for Permit #65-22942 BASSO

Telephone Conference

From: J. Westra

Date: 7/6/05

Attendance:

Protestant Representative—Roger Belau

Applicants: Donald & Patricia Basso—by telephone

Applicants

The conference began with the applicants describing their project and water beneficial use. Permit #65-13951 is already in place for their property location, .1 acre of irrigation. The Basso property encompasses 1.25 acres total. Grants have been received by the Basso's subdivision for fire protection involving clearing of fire prone areas and replanting of trees/bushes. The Bassos would like to participate in the grant program and need irrigation water for the plants/trees in 2006. They expressed the fact they are asking for a minimal amount of water which would be no impact to the system.

-Mrs. Basso expressed that they had never received a copy of the protest, and only knew of the protest thru a visit at Western Region.

Protestants—Roger Belau, representative

Mr. Belau stated the individuals listed on the protest all had water rights located in the lower portions of Warm Springs Creek. He and several others divert their water thru a ditch and irrigate by rotation. Although there is ample water in early spring, there is very little water by July and after in the creek for diversion. Their irrigation water is utilized for livestock pasture in the lower creek. Mr. Bleau had prepared a letter to address the issues and concerns, which was read to the applicants..

-He indicated there was a difference between the Basso (5.84 cfs) and previous Yeaman application (6.6 cfs.) watermaster reports for Warm Springs Creek.

IDWR-J.Westra

I presented the fact that this application if approved would be regulated under 2 umbrellas. The location is part of the Warm Springs Water District which is inactive, and also under the Payette River Water District outlined in the Snake River Adjudication separate streams declaration. Permits issued after 10/18/77 are under the district regulation. Junior rights are normally curtailed in the Payette District around July 15-July 1st. A previous hearing decision in 2003 (Yeaman application) rendered a curtailment condition of July 1 if there is no watermaster regulation on Warm Springs.

-I asked if the Bassos had considered a ground water source. They stated they have a well for a heating loop source, but the water quality would not be acceptable for irrigation. In house domestic is furnished by the subdivision.

Discussion/Assignments

After a lengthy discussion, Mr. Basso proposed the concept of using a storage tank during water short periods in the creek/curtailment. That is water would be stored in the tank during ample water flows prior to the natural creek flow curtailment say June 15th. The Basso's application would have to amended to reflect additional uses:

irrigation diversion to storage 11/1 thru 6/15

irrigation diversion from storage 4/1 thru 10/31

All parties felt this could be a consideration and agreed to the following assignments to be completed in 30 days:

-Mr. Belau will forward this concept to the protestant group for their consideration

-Mr. Basso will make determinations for the required size of the tank

Would a tank be acceptable to the subdivision govern board.

-Mr. Westra—Correct the watermaster report for Warm Springs Creek.

---Send a copy of the protest to the applicant

---Follow-up on status at 30 days.

---Compile amendment for new storage use on application if needed.

Attachments

6/30/05 Protestant's letter