

Comment Report

Application ID 72751

1. jstanton 2/15/2007 8:33:42 AM Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake Plain Aquifer

Exempt: N

Reason:

Doc Attached:

Explanation:

Special Administration Areas : North Snake GW District

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 2/15/2007 8:34:06 AM Additional Information Notes

Comment: Reviewed by Adjudication Staff: N/A

Mitigation Plan or acceptance form: N/A

Municipal Rights Anticipated Horizon Information: N/A

3. jstanton 2/15/2007 Comment/Analysis

Comment: This application covers a land swap that occurred about 3 years ago between adjacent farms in order to square up their properties for more-efficient sprinkler irrigation. Each owner sold a few acres to the other, but withheld the water rights as described in the warranty deeds that have been submitted with the applications. Apps 72746 and 72751 cover the swap, and should be processed together. The exchange would appear to be neutral to the aquifer, so it does not appear that mitigation is needed; the amount of water involved is also quite small. This application moves 4 acres of water to a different location, and also adds 15 acres to the existing ppu; the watermaster will need to keep an eye on this farm to be sure no excess irrigation occurs. The transfer appears to be approvable with standard conditions.

Authority To File: The applicants are the owners of record, so this is not an issue

Water Right Validity: The decrees were issued in 2001, and the land is still being irrigated. Forfeiture is not an issue.

Injury To Other Rights: There should be none with proper conditions. The wells on the 2 adjacent farms are either in the same cell or in adjacent cells in the old ESPA model grid, so any negative impacts cannot be accurately determined.

Enlargement of Use: The transfer enlarges the existing ppu by 15 acres, but the

Enlargement of Use: The transfer enlarges the existing ppu by 15 acres, but the original acreage allowance remains the same.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

Review of the application finds that there is no clear inconsistency with criteria set forth in Sec. 42-222 I. C. preventing processing. At least prior to advertising, no other issues have been identified that would require further review or submittal of additional data by the applicant.

4. jstanton 2/15/2007 Legal Notice Remarks

Comment: This transfer covers a land exchange between two adjacent farms that occurred about 3 years ago in order to square up the properties for more-efficient sprinkler operation. A companion transfer adjusts the place of use for the other farm. The same wells will be used on each farm; no new wells will be drilled under either transfer. The property is located about 2 miles south and 3 1/4 miles east of Hazelton, Idaho.