

REVISED

Comment Report

Application ID 72803

1. jstanton 5/24/2006 10:48:45 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 5/24/2006 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 5/24/2006 Comment/Analysis

Comment: This application proposes to change the nature of use for one water right from irrigation and commercial to municipal. This was an irrigation right that was changed to irr/comm in a previous transfer, with a volume limit. The applicant has purchased this right for use on the surrounding area and also anywhere within the impact zone for Jerome. The transfer appears to be approvable with standard conditions. The city manager has requested 5 years development time to complete the tie-in of this well to the rest of their system, as their existing water and sewer lines need to be upgraded first.

On 5-31-06, I visited the pod to get gps data for the transfer and the water district. I collected points on all 4 sides of the pump base (the pump has been removed, and there is a plastic barrel sitting in its place). The average point is about 20 feet west of the dark spot on the 2004 ArcView photo that appears to be the well, with a 20 foot EPE on the GPS unit. The gpsd point shows nothing on the photo, so I believe the photo should be used as the location data source. I hoped to follow the old farm road into the site, but the east portion of the property is all torn up with ongoing construction. The qqq is correct as shown on the application. The existing well will continue to be the pod for this right, but may have to be modified to meet DEQ requirements; I have added Condition 046 to cover any modifications that may be needed. Any mention of a "new" well by the applicant just means that the well is new to their system, not that a new well will actually be drilled.

Authority To File: The applicant is the owner of record of this right, so this is not an issue.

Water Right Validity: The right was decreed in January of 2002, so forfeiture is not yet an issue.

Injury To Other Rights: There should be none.

Enlargement of Use: None requested. No commercial development was made by the time the application was filed, so there is no way to determine "historic" volume for this use. Jeff Peppersack is requiring that the annual volume be reduced due to the requested change in nature of use; the recommended volume is all that Jeff will support.

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 5/24/2006 Legal Notice Remarks

Comment: The City of Jerome has purchased an existing irrigation/commercial well from ABC Agra, and is proposing to change the nature of use of the water right to municipal so that the well can provide water for use in the designated impact area of Jerome. The well is located 4 miles east and about 4 1/2 miles south of Jerome city center. The annual diversion volume allowed under the previous transfer will continue to be available under the proposed new use.