

Robertson, Jean

From: Jason Helms [jason.helms@brockwayeng.com]
Sent: Wednesday, August 10, 2005 2:09 PM
To: 'Robertson, Jean'
Subject: RE: Uhlig & Hollifield transfers...

Hi Jeanie

Allen Merritt and I went through the split several weeks ago to make sure it is correct. The original recommendations took a portion of the flow out of the rights to create the current domestic right on the estate. If you look at the total of the original rights and the current existing rights from the recommendation splits I think it all adds up correctly as shown. Discussion with Allen will likely clear up the split issue.

There are two wells on the office parcel. As I understand the system, one belongs to the estate for their current domestic right and the other is to belong to Mr. Hollifield for the stockwater on the Armour yard north. I believe an easement exists on and across the Estate property for the well and pipeline to the Hollifield Armour yard.

I had hoped that the 0.72 acres could be removed from somewhere within the Munsee irrigation shape as a sort of PPU. I hope you agree that it seems silly to quibble over this since the original recommendation by the IDWR agent seemed arbitrary and my review of the 1987 aerial isn't definitive on this matter. I understand this sort of problem can be unflexible and I will continue to request that Mr. Munsee define which 0.72 acres are to be taken out of irrigation. If this becomes a stopping point for my clients, I will attempt transfers to return the water to the state of the original rights (irrigation) and file an additional transfer to re-do the original split which seemed unfair according to current standards (it allowed 1.9 af/ac or something like that which is hardly enough to grow beans). Of course I would prefer to get this project complete as soon and as painlessly as possible and however we can accomplish that in accordance with the Hollifield/Munsee/Estate agreement I am willing.

I can come over and we can look at these issues together. I have meetings this afternoon however. Might you be available some time tomorrow (Thursday)?

Thanks,

Jason C. Helms, EIT
Brockway Engineering, PLLC
(208) 736-8543

-----Original Message-----

From: Robertson, Jean [mailto:Jean.Robertson@idwr.idaho.gov]
Sent: Wednesday, August 10, 2005 12:06 PM
To: 'jason.helms@brockwayeng.com'
Subject: Uhlig & Hollifield transfers...

Hi Jason,

I assume you are the one working on these. Anyway, there are a couple of problems and questions I have.

1. I need a map showing where the .72 acres being dried up by M Four is, leaving the 1.28 irrigated acres for them. (You can't just say it's in the 2 acre parcel in a ppu

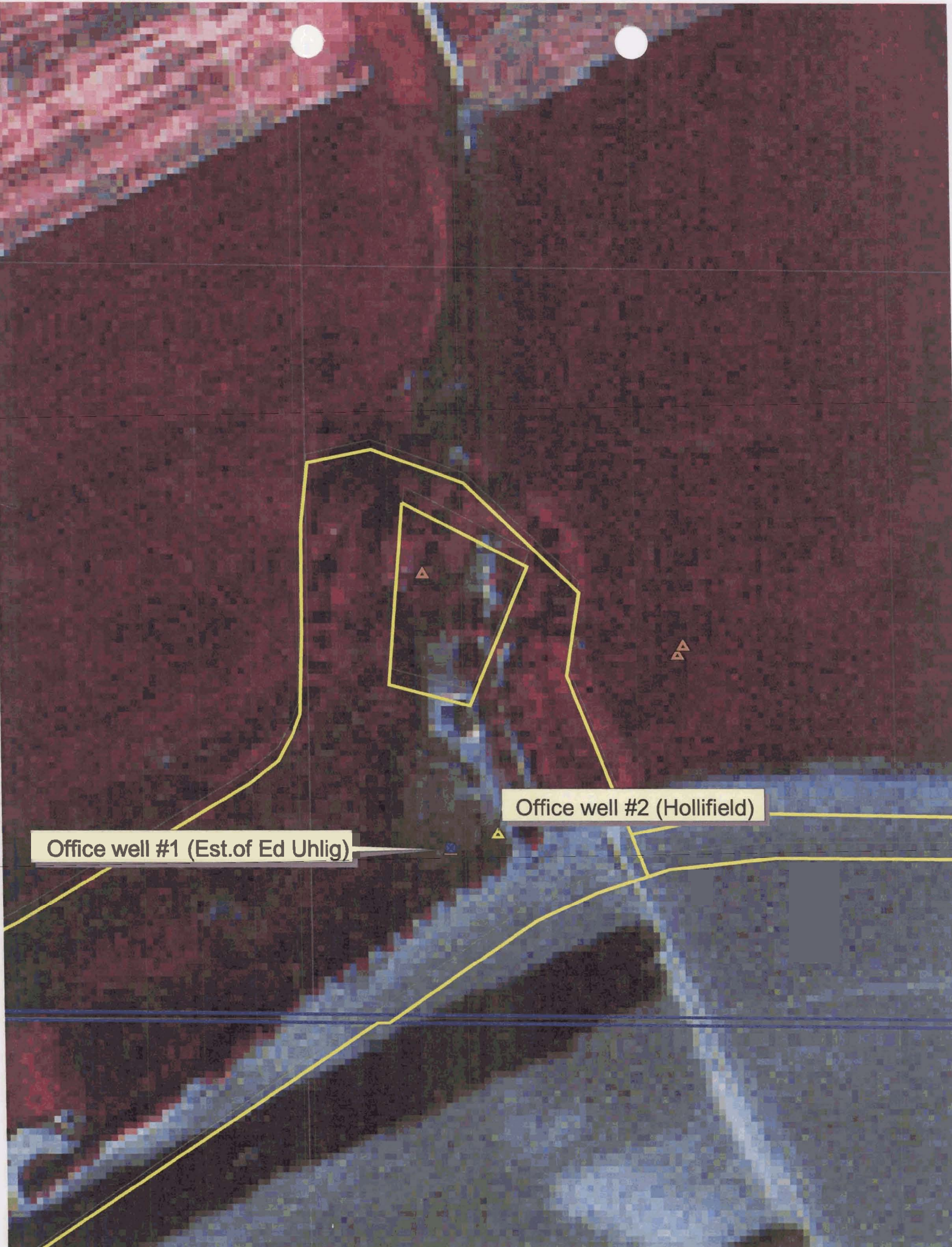
without another transfer for them.) I also noticed at
the top of page 7 on the agreement, that Muncee's were to convey
1
acre, how come the transfer is for only
0.72 acre?

2. The split for the Uhlig's 0.72 acres is 0.014 cfs. This
leaves
0.046 cfs on the 1.28 acres being retained by
M Four, which is 0.0359 cfs per acre. We can allow up to 0.03
cfs
per acre on small parcels, but this even
exceeds that?

3. The stockwater portion split of 45-13711 for 0.94 cfs
doesn't
add up. One gets .441 and the other gets
0.455 which is only 0.896 cfs. I realize that the total
diversion
rate of that right is only 0.94 cfs and must
also include the 0.014 cfs going to the Uhlig's, but even if you
add
that back in to the total, it still only equals
0.91 cfs?

4. Are there two office wells in the SWSESE of Section 35? We
only
show one on our records, yet they
seem to be referred to as Office well #1 and #2? It looks like
Hollifields intend to use a well there, which is
on property owned by the Uhlig's, is this correct?

Please look over the transfers when you can and get back to me. I will
delay further processing until these questions are answered. Thanks,
Jeanie



Office well #1 (Est.of Ed Uhlig)

Office well #2 (Hollifield)

Terry & Carol Jean Hollifield Proposed Transfer # Overview



2003 NAIP Aerial Photo

