

Stanton, Jim

From: Christian Petrich [CPetrich@spfwater.com]
Sent: Monday, May 01, 2006 9:48 AM
To: Yenter, Cindy (Hodges)
Cc: Stanton, Jim; Jim Speck
Subject: RE: Carey Application

Cindy,

Welcome back!

The 20 acres from which supplemental rights are being sold and the 149 remaining acres are identified in a map that will be included with the Notice in Change of Ownership. A copy of the map is attached.

Per your request, I spoke with Dick Simpson about verifying the non-use of supplemental ground water use on the 20 acres from which he is selling supplemental rights to the Blaine School District. Historically, supplemental water has been co-mingled with stored surface water to extend the use of the surface water. We discussed stopping all irrigation (surface and ground water) on the 20 acres from which supplemental irrigation is being sold on (1) August 1 or (2) the date on which Simpson's decree-water and reservoir storage water is used up, whichever is earlier. This condition would only apply in years during which the remaining supplemental right (i.e., the well) is in use. Would this satisfy IDWR's concerns regarding verification of non-use of supplemental water?

Please call me if you have any questions.

Christian

From: Yenter, Cindy (Hodges) [mailto:Cindy.Hodges@idwr.idaho.gov]
Sent: Tuesday, April 18, 2006 8:54 AM
To: Christian Petrich
Cc: Stanton, Jim
Subject: Carey Application

Christian -

We've received the Carey High School application for permit packet. I've forwarded it for review and it will be processed. We did not receive the Agreement for Purchase and Sale in the packet - probably an oversight but we will need it. Could you please send a copy over?

I let Shelley Keen know that this ap had been received, and asked him about the mechanics of making the changes to the Simpson right to reflect the mitigation acres and the location of the remaining 149 supplemental acres. The reconfiguration of the Simpson water right will happen pursuant to the permit approval, and just prior to ownership change. Shelley indicates that Simpson will need to file an initial plan for identifying the location of those mitigation acres, if that is not a part of the sales agreement, so that we have it during the reconfiguration process. From my watermaster perspective, it will be difficult for Dick to prove that he's NOT using ground water on a certain 20 acres, if all 169 are still irrigated under a common system and the two water sources are commingled. He might want to give that some thought and call me within the next couple of weeks to discuss his ideas (I will be out the week of the 24th).

We will be in touch if we need any other information.

Regards,
Cindy Yenter

5/1/2006