

## MEMORANDUM

**TO:** GLEN  
**FROM:** NORM *N*  
**RE:** BROCKWAY, SR. PHONE CALL  
**DATE:** September 16, 1999

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Chuck called asking whether there was any way to license 3 acres for a single home development in Basin 37. Apparently, he has written you about Gail Riter's permit asking if a 3 acre stub-in could be allowed. Riter received a permit with the 3 acres of irrigation required to be in association with a home. The land has been irrigated, but the home was never developed. The permitholder filed proof in about 1992. Southern is about to do an examination. Chuck is doing some advanced work to maximize the license.

We talked about withdrawing the proof. When I learned that the proof due date was 1992, I discouraged that idea.

We talked about the nature of irrigation. Apparently the lot has been put into lawn and landscaping in anticipation of house being built. I suggested that this may have some importance in IDWR being able to consider that the irrigation is in association with a home. At least the development is not for a crop, but is alleged to be appropriate for the home to be built when the permitholder gets well enough.

We talked about whether there had been some type of temporary dwelling (camp trailer, mobile home, etc.) that had been used as a residence during the permit period. He is following up.

I think he had heard about our position on stub-ins on Speck's Greenhorn subdivision and was concerned that we would limit to ½ acre if anything at all. I explained the additional problem on Greenhorn of the preliminary order allowed to be final.

He will write again, putting this matter in the best light he can.