

Comment Report

Application ID 72032

1. jstanton 6/13/2005 8:16:03 AM Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake Plain Aquifer

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 6/13/2005 8:16:47 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 6/13/2005 Comment/Analysis

Comment: This application takes the untransferred parts of these rights from T. 72028 and ties the two existing wells together on the decreed pou. The transfer appears to be approvable with standard conditions.

This is a complicated situation data-entry wise, as this is a consecutive transfer with T72028. The untransferred portions of the irrigation rights from that transfer are the same as the transferred portions under T72032, and the transferred parts of the first transfer are the untransferred parts of this transfer. So I can obviously only do so much data entry here. Also, a portion of the untransferred part of 45-7694 under T71882 is also going to the same ppu as T72032; so the same situation applies.

This transfer was originally filed for the full amount of the 2 irrigation rights, requiring a fee of \$330. But T72028 already reduces the total rate to 1.96 cfs, requiring a fee of \$290. The fee for 72028 was \$150 short, as they did not file for enough cfs on that transfer. I am applying the extra \$40 from this transfer to 72028, and requiring that they submit another \$110. to cover the difference for that transfer.

Authority To File: The applicant bought this land in 2000, but never filed a COO. Deeds in the file for T. 72028 support the purchase, so the ownership should have been changed there.

Water Right Validity: The rights were recently decreed, so forfeiture is not an issue.

Injury To Other Rights: None expected. This change could have easily been done in the SRBA, but was not. No ESPA analysis is required, as the wells are in the same model cell.

Enlargement of Use: None requested. The original system will continue to operate,

Enlargement of Use: None requested. The original system will continue to operate, but other rights will be moved in to cover the land dried up in T72028.

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 6/13/2005 Legal Notice Remarks

Comment: This application proposes to tie two existing wells together for the record. Both wells were decreed to the same land, but under separate water rights. This transfer will allow more flexibility in system operation in the event of future priority cutbacks. The wells are located 7 1/4 miles south and 5 miles east of Burley.