

Comment Report

37-21456

8. jstanton 5/4/2005 Legal Notice Remarks

Comment: This application proposes to divert waste water from the W Canal at Malad Gorge State Park for use on land that is presently irrigated from Birch Creek. The North Side Canal Co. is digging two settling ponds on the west side of the park to collect all waste water in the W Canal for water-quality improvement. The applicant proposes to install a gravity pipeline from the lower pond to his existing irrigation system. To mitigate for this permit, Birch Creek water will not be used for irrigation as long as there is sufficient waste water. The point of diversion will be located two miles west of Tuttle. The place of use is the Jensen farm on the west side of Hwy. 30 about 2 3/4 miles north of Hagerman.

9. ameritt 9/27/2005 recommendation

Comment: Applications 37-21456 and 37-21486 should be processed together since they are related in a common project. Both applications are predicated on reduction of existing surface water right use to mitigate for use of these waste waters. The applications were advertised without protest. I have modified the initial draft prepared by Stanton. Recommend approval as the amended draft provides.

10. kwalker 11/22/2005 Permit Review

Comment: Gave the applicant a chance to submit information stating why they needed more than an inch per acre. They did not respond so limited permit approval to 1 inch per acre. Water from W Canal either flows into the pond or over the rim into river. No diversion to storage parameter needed per discussion with Jim Stanton. Discussed recommendations on Rt. 37-21573 and 37-21574 with Carter. The GCBD identified the overlapping right in the correct lot descriptions but moved the QQ description. This is an error in arc view program, not in the place of use of Rts. 37-21573 and 37-21574.