

Prehearing Conference Notes

Water right transfer application #71309

Date: 11/30/04

From: M. Rauhut, Western Reg.

Attendance: see roster sheet

Western Regional Manager, John Westra who mediated the meeting, asked both sides on the issue to present their point of view starting with the applicants for transfer of water right.

Mr. Greenwell explains without much detail that there are issues with the water association of the shared well and that they would like to operate independently. Mr. Greenwell is aware of the complaints and addressed them. The proposed well is approximately 90 feet from the Welebir's house and they raised concerns regarding the noise of the pump and drawdown interference that could impact their well. Mr. Greenwell said that the submersible pump would be quiet and that the pumping level of 80 gallons per minute is unlikely to cause the Welebir's well to run dry.

Mr. and Mrs. Welebir restate their concerns for noise and hydraulic interference the proposed well could create. The Welebirs do not object to the well in general and suggest drilling it at a different location further away from their house. The applicants, Greenwell and Archuleta, said that a different location would be expensive, because a power supply would have to be placed. During the discussion of aquifer levels Mrs. Welebir brought up the issue that 8-10 more acres will be irrigated than with the current well.

Mr. Boman describes his concern that he would be the only remaining person using the previously shared well and would have to be responsible for all costs of maintenance and repair of the old well. Mr. Boman also inquired if he would have any shared costs of the proposed well. This issue was not addressed.

John Westra briefly discussed how this issue is not entirely under the authority of IDWR, in particular he addressed that the state has no guarantee for pumping levels.

Mr. Archuleta raised the issue that the domestic well on the Welebir property is also used for irrigation with a water right previously used on the shared well, similar to what he desires to achieve with the proposed well.

The two sides could not agree on any solutions or middle ground.

The attorneys representing the ^{Bolmans} ~~Welebirs~~ and the ^(Archuletas) ~~Greenwells~~ agreed on a hearing in March 2005.

Lewis - well lot - Bohman -

1. Proximity of well to Wellbren. Noise, 15-20 ft.
 2. Except of payment. Aquifer and the well.
 3. Damage - Bohman
 4. Domestic well WR Transwell -
5% of time
- 3.

Copy - spills.

- Hearing date set - In civil

Feb

Bohman - ~~May 1st~~ March Mid. -

Notes - JFW Ancholeta Conf.

Water - Greenwell Ancholeta

Litigation -

- Ancholeta & Greenwells.

Gary Ach proposing

\$15000 for power move up line.

400 1st 800 ft power runing.

Original well - pull moving well.

65 hp 540g pump old.

Proposed 300 ft.

15 hp 80g pump.

Wellburs -

- Bohman - idntify the injury

Tim Weblin

30 ft water table.

1973.

90' ft from 1st 80 aquifer. at Tim Weblin

300 222 well depth.

1.2 irrigation 2.5 ac. Well water.

- Water bank -

Wider roads.

Ted Bohman - location

Quickly

1 - remaining Mr. Bohman

Record title under litigation with Lewis

- Run copy of file - both attorneys