

Comment Report

72-16644

1. jstanton 10/8/2003 8:25:20 AM Special Administration Area Notes

Comment: Special Administration Areas : Wilderness Moratorium Area

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 10/8/2003 8:25:58 AM Additional Information Supporting Application

Comment: Residency affidavit for hydropower development: N/A

Additional hydropower project information: N/A

Additional fish propagation project information: N/A

Appropriation Rule 40.05.c information: N/A

Mitigation Plan or acceptance form: N/A

Evidence of Pre-1987 development: N/A

3. jstanton 10/8/2003 Comment/Analysis

Comment: The exact purpose of this application was unclear, so I called Mr. Nagy. He said that they just want water for some outside irrigation around their cabin, as they already have a license for culinary use from a nearby spring. They did apply for the standard domestic diversion rate, but I do not know if this would be considered as excess flow for under 1/2 acre of outside irrigation; I did not discuss this issue with Mr. Nagy, but it may have to be looked at later. I told him about the moratorium, and said that that issue would hopefully be resolved within a few months (as opposed to years). I added comments to the application based on our conversation. Lime Creek is technically a tributary of Warm Springs Creek, but is shown as an intermittent stream in its lower reaches. The 2 streams join about 3 miles below the applicant property. So it appears that this project will have little measurable effect on Warm Springs Creek (which is used for irrigation and other purposes). So it may be possible to approve this application once the moratorium is lifted (subject to prior rights, of course).

4. jstanton 2/22/2005 Water Source

Comment: The source stream is a dry stream that is tributary to a dry stream; only lizards and rattlesnakes swim in these channels. Condition 029 is not appropriate, as no fish will be affected by the proposed use.

5. ameritt 2/24/2005 recommendation

Comment: I recommend approval as drafted 2/24/05. I modified condition no. 4 since the moratorium is expected to be lifted based on the agreement that has been signed. I have discussed this matter with administration and they want the few domestics under process to be allowed the same opportunity to have lawn irrigation as future domestics when the moratorium is modified.