

Comment Report

Application ID 71089

1. jstanton 7/7/2004 3:43:03 PM Special Administration Area Notes

Comment: Special Administration Areas : Raft River CGWA

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 7/7/2004 3:43:33 PM 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 7/7/2004 Comment/Analysis

Comment: The previous transfer on these rights (which also included the surface rights) tied these two adjacent farms together while replacing one existing well with a new well nearby. The applicant has decided to keep the old well in the system in case it is needed later, as he does not want to abandon it. The transfer also clarifies that the Grushes now own all of this land. The surface rights, which are almost never available for use anyway, are not included at the choice of Mr. Grush. He has submitted a separate COO on the Hutchison Raft River rights to change the ownership records. Some of these rights were not included in the previous transfer, so are only appurtenant to Sec. 7; Grush knows this, and has decided not to change the pou to the whole farm at this time.

Authority To File: The applicants have provided a warranty deed showing their purchase of the Hutchison property, and already owned the rest of the land. Ownership is therefore not an issue.

Water Right Validity: The rights have recently been decreed in the SRBA, so this is not an issue.

Injury To Other Rights: No issues identified.

Enlargement of Use: None requested.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

4. jstanton 8/10/2004 Legal Notice Remarks

Comment: This transfer proposes to add an old well back into the system. The well was abandoned and replaced with a new well under a previous transfer, but the owners have decided to keep it in the system in case it is needed in the future. The property is located about 7 miles south of Malta & about 1/2 to 1 east of Hwy. 81.