

## Comment Report

63-12364

1. kwalker 6/25/2004 License Review

Comment: Sherl Chapman contacted me today requesting we expedite the license for this permit. The property is being sold and the permit holders want to be able to tell potential buyers what the water rights consist of on their property. This exam is lacking in information regarding the dairy use. However, the permit was issued for pre-1987 development and there is a lot of information concerning use in place prior to permit issuance. The permit was conditioned that the total annual volume diverted was limited to 36.0 af. The limit was based on 400 dairy cattle at 70 gallons per day per head (35 gpd for drinking and 35 gpd for dairy use), 300 range cattle at 12 gpd per head and use for 1 home. In my review I determined that the stockwater should be licensed at 19.7 afa, domestic 1.2 afa and then recommend we apply the remainder of the 36 af to commercial use which will result in 15.1 af. Although this determination is not consistent with other dairies we have recently licensed I think this would be the best route since the exam was submitted to us in September of 1998 and Sherl is now retired.

I did discuss with Sherl the legal description of the place of use that he recommended be licensed. He said the place of use is in the same location as the wells but on the face of the exam he recommended we license the place of use in the SWNE, S19. After our discussion I requested he submit a topographical map or aerial photo showing the location of the place of use and some sort of documentation that he had errored on the location description on the face of the exam. He said he would do that so we could proceed with licensing.

2. LGRAVES 10/18/1996 MISC INFO

Comment: Applicant originally filed a transfer on SRBA claim A63-21478 to add a point of diversion to the dairy. The priority date on the SRBA claim is 1955, when the first well was drilled. The dairy was not developed until 1979. The second well was added around this time. Applicant purchased the dairy in 1981. The dairy operation consists of 675 milking cows and ~325 dry mature cows and replacement stock. Applicant proposes to upgrade, not expand, the dairy by replacing the existing barn and adding a 3rd well. This application overlaps with SRBA claim A63-21478 for the stockwater and domestic uses. The amounts recommended for the SRBA claim based on the 1955 priority will be determined in the SRBA review process. Per office visit 10/18/96, applicant confirmed the actual P/U and P/Ds is in the SWSW, Lt 4, Sec 19, not the NWSW, Lt 3, as listed on the SRBA claim and drilling permit 63-96-0738-000. Per topo, use is in Payette County. CZ. 8/19/97.

3. CZIMMERM 8/19/1997 DIVERSION DESCRIPTION

Comment: 2 existing wells. 3rd well to be drilled by Davis Well Drilling under 63-96-W-0738-000 is 8" x 225' deep. All wells to be inter-connected.

4. VAULT 9/8/1998 Lapse Notice Sent

Comment: Lapse Notice Sent

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5. VAULT 9/18/1998 Proof of Beneficial Use Rcvd  
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