Comment Report

Application ID 71435

1. jstanton 9/9/2004 8:41:33 AM Special Administration Area Notes
Comment: Special Administration Areas : None
Exempt:
Reason:
Doc Attached:
Explanation:

2. jstanton 9/9/2004 8:48:47 AM 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 9/9/2004 Comment/Analysis
Comment: This application was filed mainly to add some water and land to the Clear Lake Country Club due to their purchase some years ago from the Clear Lake Ranch. But the way these rights were decreed was totally ridiculous. I was told by Stevel Clelland that the decree findings were done by the SRBA Court, not by use. What they did was to decree water to the Ranch on land that belonged to the Country Club. And the only way they could have come up with as many acres as they did was to include waste land along the Snake River that was never irrigated, and never will be irrigated. So the transfer also clarifies what land is really irrigated with the rights of each party. To get the small parcel of land on the east side of this property that they want to put under irrigation, they had to also take the waste land along the river. But since the existing rights of CLCC are for less than 1"/acre, I just put the extra water on the rest of their irrigated land. I worked closely with their representative in preparing the application, and my work was approved by their governing board before being officially filed.

Authority To File: The applicant has provided a deed from Clear Lakes Ranch showing their purchase of the water. A separate document will be needed to cover the land purchase.

Water Right Validity: These rights were decreed in 2001 and 2002, so forfeiture is not an issue.

Injury To Other Rights: No issues identified.

Enlargement of Use: None requested. The transfer actually reduces the number of decreed acres down to what is actually irrigated.

Local Public Interest: No issues identified.

Local Public Interest: No issues identified.

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

Review of the application finds that there is no clear inconsistency with criteria set forth in Sec. 42-222 I. C. preventing processing. At least prior to advertising, no other issues have been identified that would require further review or submittal of additional data by the applicant.

4. jstanton 9/9/2004 Legal Notice Remarks
Comment: This application proposes to legally change the place of use of 30 inches of surface water purchased by the applicant in 1998. A small amount of new land on the east end of the golf course will be put under irrigation, and the rest of the irrigated land will be described as it presently exists. The place of use is the Clear Lakes Country Club property 3 1/2 miles west and 7 miles south of the Wendell city center.

ATTACHMENT ____ TRANSFER 71435

RIGHT NO	TN S	RN G	SEC	NE NE	NE NW	NE SW	NE SE	NW NE	NW NW	NW SW	NW SE	SW NE	SW NW	SW SW	SW SE	SE NE	SE NW	SE SW	SE SE	
C/CC	9S	14E	1								0.8	20.8	10.3	14.3						45.4
											Lt6	~~14.8~~	Lt12	Lt11						
												Lt13								
			2													1.8		6.9	21.4	30.1
																		Lt7	Lt9	
			11	7.6	3.4															11
				Lt5	Lt6															86.5
												21.4								
after	9S	14E	1									~~22.2~~	10.3	14.3						46.8
											0.8	~~14.8~~	Lt12	Lt11						
											Lt6	Lt13								
			2													1.8		6.9	21.4	30.1
																		Lt7	Lt9	
			11	7.6	3.4															11
				Lt5	Lt6															87.9

Add 1.4 ac to NE/SW

ATTACHMENT ____ TRANSFER _____

RIGHT NO	TNS	RNG	SEC	NE NE	NE NW	NE SW	NE SE	NW NE	NW NW	NW SW	NW SE	SW NE	SW NW	SW SW	SW SE	SE NE	SE NW	SE SW	SE SE	
Ranch	9S	14E	1									21	11.4	12.2	1		~~7.9~~			~~53.5~~
												Lt 13	Lt 12	Lt 11			Lt ~~7.9~~ 4			47.1
														Lt 15						
			2																13.5	13.5
																			Lt 9	
																				4.9
			11	3.6	1.3															~~9.9~~
				Lt 5	Lt 6															64.5
after	9S	14E	1									17.8	11.4				~~7.9~~ 4			~~26.6~~
												Lt 13	Lt 12				Lt ~~7.9~~ 4			29.2
			2																13.3	13.3
																			Lt 9	
																				~~49.9~~
			E																	42.5

Clear Lakes Ranch

~~keep~~ 6 remove 1.8 ac in NE/SW S.1
remove 1.4 ac in NE/SW
remove all land in S.11 & SW/SW S.1 & SE/SW S.1
remove 0.2 ac from ☒ SE/SE 2


Clear Lakes Ranch
After Transfer
Clear Lakes Country Club
After Transfer 71435

NAPP Photo 439-78 - August 1, 1988




Wright
IPCO
CLCC
Clear Lakes C
After Transfer