

Comment Report

Application ID 71087

1. jroberts 9/8/2004 Special Administration Area Notes
Comment: Special Administration Areas : Eastern Snake River Plain Area
(Moratorium Area)
Exempt: Y
Reason:
Doc Attached:
Explanation: Within Eastern Snake River Plain

Special Administration Areas : Oakley Kenyon (Critical Groundwater Area)
Exempt: Y
Reason:
Doc Attached:
Explanation: Within Oakley Kenyon (Critical Groundwater Area)

Special Administration Areas : Trust Water Area (Trust Water Area)
Exempt: Y
Reason:
Doc Attached:
Explanation: Within Trust Water Area

2. jroberts 9/8/2004 Legal Notice Remarks
Comment: Transfer proposes to drill a new well to replace an existing well in a system of 8 interconnected wells used to irrigate a 1,508 acre farm located approximately 9-10 miles south and 5-7 1/2 miles west of Burley, Idaho. The new well is proposed to be drilled approximately 8 1/2 miles south and 5 miles west of Burley.

3. jroberts 9/15/2004 Comment/Analysis
Comment: M E M O R A N D U M

Date: September 14, 2004

To: Transfer 71087 File

From: Jeanie Robertson

Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes abandoning the well in the SWSWSW of Section 18, T12S, R22E and drilling a new replacement well in the NESW of Section 9, T12S, R22E. Nine of the rights (all except 45-7439A) were recommended with 8 points of

diversion. 45-7439A was recommended with only one pod, in the NWNE of Section 24, T12S, R21E. The recommendations for the other nine rights included this pod also, but in the **NENWNE**. (In Arcview, where the pods were GPSd, this pod in Section 24 is actually better described as in the **NWNWNE**, so I have made this change in the transfer approval for all of the rights.)

This well in Section 24 is located in the West Oakley Fan CGWA while the other seven wells are located across the road in the Oakley Kenyon CGWA. Doug recommended this right (as claimed) with only the one pod but the transfer proposes to add all the wells to this right. I have added two extra conditions on all the rights to subordinate this right and the well to prevent possible injury.

- **Authority to File:**
Applicants listed as current owners on Department records &/or tax notices.
- **Water Right Validity:**
Rights have recently been recommended in the SRBA by Doug Jones
- **Injury to Other Water Rights:**
None anticipated. The change in the pod is for the same pods as recommended.
- **Enlargement of Use:**
None apparent. Proposed acre limits for the irrigation rights were determined by SRBA review.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed water use is recognized as beneficial use of water and changing the pod should have no apparent impact.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

T12S
R21E

WEST OAKLEY FAN CGWA

OAKLEY KENYON CGWA

T12S
R22E

(7)

SWSNW

(8)

SWNWSW

SWSWSW

SWSWSW

T12S 22E

(9)

NESW

new well

SESUNE

(18)

(17)

NWNWNE

NENENE

well to be
abandoned

(19)

- PERMITTEE TREE 1"=100'
- IRRIGATION DITCH
- IRRIATION DITCH
- MARSH OR SWAMP LAND
- NATIONAL OR STATE BOUNDARY
- COUNTY BOUNDARY
- LEASING OR CORPORATE LIMITS

- CORRECTIONAL INSTITUTION
- POST OFFICE
- POST OF ENTRY
- POWER PLANT
- POWER SUBSTATION
- POWER TRANSMISSION LINE

- CAMPGROUND OR LODGE
- GUARD OR RANGER STATION
- FOREST SERVICE LOOKOUT
- MANSEY
- GREEN HOUSE
- FRUIT OR PRODUCE PACKING HOUSE

- LIGHT (NAUTICAL)
- LIGHTHOUSE
- MILITARY AIRFIELD
- COMMERCIAL OR MUNICIPAL AIRFIELD
- AIRFIELD LIMITED FACILITIES
- LANDING AREA OR STRIP

