

Graves, Lori

From: Jason Carnahan [jason@thecarnahans.com]
Sent: Monday, August 16, 2004 4:37 PM
To: lgraves@idwr.state.id.us
Subject: MDC Transfer

Lori,

Regarding the domestic well transfer for MDC, I talked to both Black Canyon Irrigation District and Farmers Union. Here is what they told me.

Black Canyon:

I talked with the main office at BCID. Normal season is from 4/1 - 10/15. They have provided the full irrigation season for the last five years. They are contractually bound to start on April 1. Actual shut-off dates are as follows:

2000 - 10/14

2001 - 10/15

2002 - 10/15

2003 - 10/14

2004 - 10/15 (anticipated)

Can call for more info, 459-4141

Farmers Union:

I talked with the water controller. Normal season usually starts April 9-12, depending on the anxiousness of the farmers. Season usually ends October 12-15. Over the past 5+ years, they always delivered a full season. He said that one year (more than 5 years ago) they shut the water off early on October 1st, but that was because it was raining a lot and nobody was using the water. Can call for more info, 345-2510.

>From what I can tell, both irrigation districts have the same season and appear to be delivering for the full season. I hope this is what you are looking for. Feel free to call each district or send me a note with more information on what else I might need. Thanks,

Jason Carnahan
MDC, LLC

Graves, Lori

From: Peppersack, Jeff
Sent: Monday, August 30, 2004 11:55 AM
To: Graves, Lori
Subject: RE: MDC Transfer

Lori,

Does this mean that the existing supplemental use is also limited to the shoulder times when Farmers Union water is not available? If so, then it sounds like the transfer would not result in an enlargement. Since you are most familiar with the details, if you think the question has been answered to indicate that the anticipated supplemental use at the new place of use is reasonably close to the supplemental use at the existing place of use, then you should document that in your memo and make the appropriate recommendation.

Jeff

-----Original Message-----

From: Graves, Lori
Sent: Monday, August 30, 2004 11:07 AM
To: Peppersack, Jeff
Cc: 'jason@thecarnahans.com'
Subject: MDC Transfer

Hi Jeff, In response to your last e-mail regarding the MDC transfer, I agree, the attached document dated 1994 made things confusing. The document indicated that the Beacon Light property (14 acres proposed for transfer) did not have enough surface water to operate the irrigation system and that additional water was needed. Applicants submitted a Farmers Union share certificate for 1.08 shares, which equates to 14 acres. However, that share certificate covers the Beacon Light property, appurtenant to the transfer, and the Meander property, separate from the transfer. Only .78 of that share certificate is appurtenant to the Beacon Light property.

I called Jason for clarification. Previous to 1994, the method of irrigation for the Beacon Light property was flood irrigation. Rather than purchasing additional surface water as suggested on the document, applicants installed a drip irrigation system instead and have been able to sufficiently irrigate the Beacon Light property with .78 shares of Farmers Union water. The Beacon Light property is the existing p/u and is a tree farm. The proposed p/u is going to be another tree farm and has full allocation of surface water from Black Canyon. The same and/or similar drip irrigation system will be used for the proposed tree farm.

I called Kent at Farmers Union and confirmed that each share represents the following:

- 13 acres
- 50 afa or 3.84 afa/ac
- 99 gpm or 11 inches or 7.6 gpm/ac

I called Becky at Black Canyon and confirmed that they operate by acres, not shares, as follows:

- 5 afa/ac
- 9 gpm/ac

Jason confirmed that ground water will only be used at the proposed p/u during the shoulder times of the irrigation season when Black Canyon water is not available. Please let me know if the transfer can be processed based on the above information. Thx Jeff.