

Comment Report

Application ID 70433

1. jstanton 8/21/2003 4:07:59 PM Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake Plain Aquifer

Exempt: N

Reason:

Doc Attached:

Explanation:

Special Administration Areas : Magic Valley GW District

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 8/21/2003 4:08:59 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 2/19/2004 Comment/Analysis

Comment: This application takes the untransferred portions of 36-2200 & 7404 from T. 70415, & combines them with a right on an adjacent farms to create a ppu served by 5 existing wells. The applications also clarifies the exact locations of the 5 wells, which differ from what was decreed in the SRBA. The wells show up fairly well in ArcView, so I do not plan to GPS the sites unless requested. The transfer is routine and therefore should be approvable.

Authority To File: The applicants are the owners of record, so this does not appear to be an issue. Richard Dalley owned all of this land when the application was filed, but has since sold the land in Sec. 7 to his son. A COO was processed showing Richard Jr & his wife as new owners of Sec. 7. I have added them as applicants after obtaining their notarized signatures via fax. I just printed a new Page 1 for the file, which will be scanned along with the additional signature page. The new ownership situation will not change due to the transfer.

Water Right Validity: The rights were recently decreed in the SRBA, so forfeiture does not appear to be an issue.

Injury To Other Rights: No issues identified. All the wells are in the same cell for determination of Snake River effects, so no additional analysis is required or possible.

Enlargement of Use: None requested.

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Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: The land is sprinkled now, and this will continue. Tying the wells together will allow maximum efficiency of system operation.

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

4. jstanton 8/22/2003 Legal Notice Remarks

Comment: This application proposes to tie five existing wells together on two adjacent farms for maximum efficiency of system operation. The same land will continue to be irrigated, except for some pivot corners that are being dried up under a companion transfer. The SE corner of the property is located 1 mile north & 3/4 mile west of Norland, Idaho.