

MEMORANDUM

November 20, 2003

TO: Pam Skaggs, John Freitag
FROM: Cindy Yenter
RE: Richard Kechter Pending Transfer 69603, new transfer applications and proposed mitigation plan

Brockway Engineering provided to me this morning, two new transfer applications and an associated mitigation plan which also applies to pending application no. 69603. All applications are signed but have no supporting documentation or fees. I advised Jason Helms that, at minimum, applicable lienholder release statements would be required, and that I would have the applications reviewed by Pam and a water right agent and have someone confirm the application fee amount as well as any other required documents.

Because these applications are somewhat complicated as well as inter-related, following is a description of the desired goal of each:

Pending transfer 69603 (at SO awaiting mitigation plan): Proposes the transfer of 51 acres from right nos. 36-7038A, 36-15374 and 36-15377, in T07S R21E, approximately 6 miles south to Sec 16, T08S R21E. The place of use under the remainder rights is modified.

New transfer #1: Proposes the further split of right nos. 36-7038A, 36-15374 and 36-15377, removing the original 51 acres under 69603 and an additional 18 acres (total 69 ac), plus, 22 acres from right nos. 36-2559 and 36-8238 for a total of 91 acres transferred to the T08S R21E property. This transfer then combines the remainders of all 5 rights to a ppu in T07S R21E.

New transfer #2: Incorporates the above 91 acres in Sec 16, T08S R21E and creates a ppu within several surrounding sections, containing a total of 2238 irrigated acres (Cumulatively = Crestview Farm). Approximately 2370 total acres were found irrigated on this farm in 2003 and this transfer is the attempt to adjust and atone for several hundred acres of unauthorized use. Unfortunately there will still be a shortfall in water right coverage; this will be handled on an annual basis with leased water or future purchases and subsequent transfers.

Obviously, the new applications supercede and overlap the existing one. Jason seems to be treating ap #2 as simply an amended version of 69603, rather than a supplemental filing. I am unsure of the best way to process them, but suspect that new ap #2 will have to be adjusted somewhat.

Mitigation plan: Proposes to lease 730 acre-feet from the water supply bank for 2003 to mitigate a calculated one-year reach response recovery and cover the irrigation shortfall at the Crestview Farm for 2004. 70% of the leased water will be diverted, and 30% will be left un-diverted for mitigation of the 91 transferred acres. Recovery calculations were based on the

6. Describe any other water rights used for the same purposes as rental water sought under this application.

36-2339, 2440, 2346, 2360, 2363, 2389, 2431, 2451, 4200, 8403, 15165

7. Who owns the property at the point of diversion?

Richard Kechter

8. Who owns the property at the place of use?

Richard Kechter

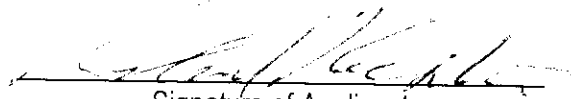
9. Are you seeking a rental for more than one (1) year? no

If so, how many years? _____

10. Remarks: A portion of this rental water will be utilized to mitigate amended transfer No. 69603.

Preliminary analysis suggests pumping 70% of the allowable annual volume of rights 45-2505 & 45-7008 will accomplish this objective. See attached mitigation plan for details.

11/17/03
Date


Signature of Applicant

FOR DEPARTMENT USE ONLY

Received by: _____ Date: _____ Time: _____

Published in: _____ Publish Date: _____

Protests filed by: _____

Hearing held by: _____

Action recommended: _____

proposed lease of specific rights, nos. 45-2505 and 45-7008 which are in the water bank this year and will be placed in the bank again for 2004.

I am concerned about the lack of proximity of the leased rights in Basin 45 to the mitigated area. Although Jason's calculations seem to satisfy the response recovery, what is the possibility that there are other rights available in the bank to apply to the mitigation plan?

Before the Idaho Water Resources Board

**APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK**

Applicant: Richard Kechter Phone No.: (208) 678-5607
 Address: 218 West 13th
 City: Burley State: Idaho Zip Code: 83318

A. DESCRIPTION OF WATER SOUGHT FOR RENTAL

1. Source of water Ground Water
 Which is tributary to _____
2. Maximum volume of water sought ~ 800 AF.
3. Maximum rate of diversion ~ 4.0 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of use: Irrigation
2. Location of point of diversion: SW 1/4 SW 1/4, Section 10,
 Township 8S, Range 21E, B.M. Jerome County.
3. Season of use: From 3/15 to 11/15.
4. Description of diverting works:
 Pump HP: 250 Lift: 200' Pump type: turbine
 Canal Name, if appropriate: _____
5. Place of use:
 - a. If water is for irrigation, describe the number of acres to be irrigated by 40-acre tract, section, township and range.
200 acres within 8S,21E Sections 9, 10, 11, 15 and 16

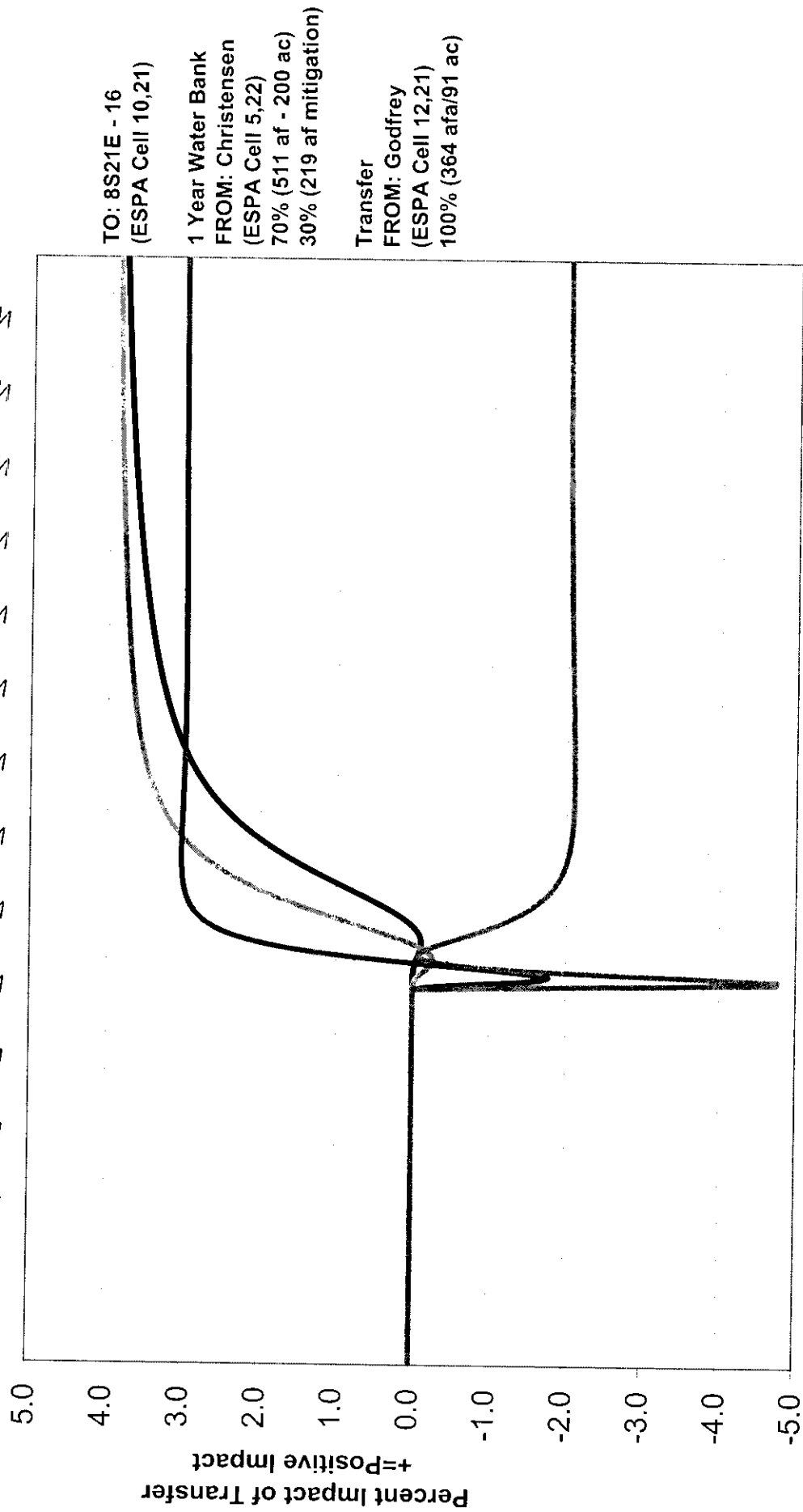
 - b. If water is not for irrigation, describe the nature of the intended use and place of use.

Net Percent Transfer Impact

Transfer No: 69603 Amended

Applicant: Kechter

WIN 1952 WIN 1962 WIN 1972 WIN 1982 WIN 1992 WIN 2002 WIN 2012 WIN 2022 WIN 2032 WIN 2042 WIN 2052 WIN 2062 WIN 2072 WIN 2082 WIN 2092



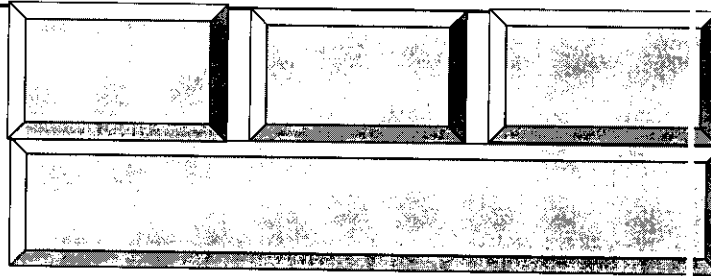
Heise/Ashton to Lewisville Near Shelley to Neeley Neeley to Minidoka Milner to King Hill

GROUND-WATER RIGHTS TRANSFER SPREADSHEET

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries



REDUCED PUMPIN
Transferred Vol.

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON

Transf# 69603
69603 Amended
Kechter

YEAR 1952
SEASON Fall

None

112.00

ENTER CELL LOCATION	S Wolter Place 'TO' CELL	Christensen 'FROM1' CELL	Godfrey Place 'FROM2' CELL	'FROM3' CELL
ROW	10	5	12	
COLUMN	21	22	21	

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer	Without Transfer	With Transfer	Without Transfer	With Transfer	Without Transfer
		AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER
WIN 1952	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1953	0.00	0.00	0.00	12.07	12.07	12.07	12.07
SUM 1953	0.00	0.00	0.00	12.07	12.07	12.07	12.07
WIN 1953	0.00	0.00	0.00	12.07	12.07	12.07	12.07
SPR 1954	0.00	0.00	0.00	12.07	12.07	12.07	12.07
SUM 1954	0.00	0.00	0.00	12.07	12.07	12.07	12.07
WIN 1954	0.00	0.00	0.00	12.07	12.07	12.07	12.07
SPR 1955	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1955	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1955	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1956	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1956	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1956	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1957	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1957	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1957	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1958	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1958	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1958	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1959	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1959	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1959	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1960	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1960	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1960	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1961	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1961	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1961	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1962	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SUM 1962	0.00	163.33	163.33	12.07	12.07	12.07	12.07
WIN 1962	0.00	163.33	163.33	12.07	12.07	12.07	12.07
SPR 1963	0.00	163.33	163.33	32.35	32.35	32.35	32.35
SUM 1963	0.00	163.33	163.33	32.35	32.35	32.35	32.35
WIN 1963	0.00	163.33	163.33	32.35	32.35	32.35	32.35
SPR 1964	0.00	163.33	163.33	32.35	32.35	32.35	32.35

[illegible]

[illegible]