

Comment Report

Application ID 70289

1. jstanton 8/4/2003 11:48:43 AM Special Administration Area Notes

Comment: Special Administration Areas : Artesian City CGWA

Exempt: N

Reason:

Doc Attached:

Explanation:

2. jstanton 8/4/2003 11:50:16 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 8/4/2003 Comment/Analysis

Comment: This application and T70288 propose to trade about 80 acres on 2 adjacent farms in order to square up the properties for more efficient irrigation. This transfer also adds an additional well to the two existing ones due to reduced pumping rates caused by declining water levels. The transfers are based on SRBA recommendations, so I do not plan to do any additional field work to verify the elements of the water rights. The basic idea is pretty simple, so I see no reason to deny the transfer. This area is outside the amended boundaries of the ESPA, so none of those criteria apply. Each owner is keeping their own water rights, with only the pou being changed (no splits).

Authority To File: The applicants are the owners of record.

Water Right Validity: The transfer is based on SRBA recommendations, so forfeiture does not appear to be an issue.

Injury To Other Rights: No issues identified. The existing well that is closest to the proposed new well is the Brent Funk well 1/2 mile north, but he has not expressed any concerns about the new well that I am aware of.

Enlargement of Use: None requested. The number of irrigated acres on each farm will remain the same after the transfers are approved.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: By squaring up the farm, sprinklers can be used with maximum efficiency.

Review of the application finds that there is no clear inconsistency with criteria set forth

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

4. jstanton 8/4/2003 Legal Notice Remarks

Comment: This application and companion application T70288 will allow the applicant and Brent Funk to square up their adjacent farms by trading about 80 acres of land. There are 2 wells on the Luke property now, and a 3rd well will be drilled to make up for reductions in pumping capacity due to declining water levels. The farm is located 3 miles SE of Murtaugh Lake on the south side of the 2900 N Road.