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Jan 30, 2024

DEPARTMENT OF
WATER RESOURCES

PETITION FOR RECONSIDERATION

Pursuant to Idaho Code section 67-5243, Ireland Ranches hereby files this Petition for Reconsideration of Transfer No. 88216 ("Transfer"), signed by Cody Parker, Water Rights Supervisor on January 18, 2024, and served by IDWR on January 22, 2024.

The reason for this Petition for Reconsideration is the Transfer incorrectly imposes combined use limits on water right nos. 61-7034 and 61-7171, inconsistent with the partial decrees from the Snake River Basin Adjudication ("SRBA"). The Transfer has furthermore omitted 0.3 acres from the combined use limit associated with water right nos. 61-246, 61-247, 61-253, and 61-10429.

As to water right nos. 61-246, 61-247, 61-253, and 61-10429, the SRBA decrees, dated October 26, 2000, include the following combined use limit: "Use of this right [61-246] with the rights listed below is limited to the irrigation of a combined total of 283.3 acres in a single irrigation season. Combined right nos.: 61-00247, 61-00253 & 61-10429."

Based on the SRBA decrees, the Transfer is wrong in three respects. First, inconsistent with the SRBA, the Transfer imposes a 283-acre combine use limit on water right nos. 61-246, 61-247, 61-253, and 61-10429 when the correct combined use limit is 283.3 acres, as decreed in the SRBA. See Transfer Condition of Approval #2, Water Right No. 61-246.

Second, inconsistent with the SRBA decree for water right no. 61-7034, Transfer Condition of Approval #3 imposes a combined use limit of 283 acres when no such limitation was decreed in the SRBA.

Third, inconsistent with the SRBA decree for water right no. 61-7171, Transfer Condition of Approval #3 also imposes a combined use limit of 283 acres when no such limitation was decreed in the SRBA.

The Transfer should therefore be reconsidered to increase the combined use limit associated with water right nos. 61-246, 61-247, 61-253, and 61-10429 from 283 acres to 283.3 acres, and in addition, the 283-acre combined use limit should be removed from water right nos. 61-7034 and 61-7171.

/s/ Calvin Ireland

Calvin Ireland
Ireland Ranches

1/30/2024

Date

CERTIFICATE OF SERVICE

I certify that on the 30th day of January, 2024, I served or caused this Petition for Reconsideration on the Idaho Department of Water Resources by electronic service: file@idwr.idaho.gov.

/s/ Eric Orr

Eric Orr

1/30/2024

Date

Hersley, Jean

From: jecko98@icloud.com
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