

Conference Notes

Application for Permit #63-32499 Mayfield Townsite

From: J. Westra

Date: 02/24/09

Participants: see attached roster

Location: Western Reg. IDWR.

The conference opened with Mr. Maynard presenting the project and progress in meeting with protestants/interveners. The application is not based on anticipated future needs under municipal use. Build out will be within the set service area. There will be no adverse impacts based on the study submitted. The applicant is receptive to a solid monitoring plan and is open to suggestions. Water use will meet conservation measures under the evaluation criteria.

B. Smith Atty.—J. McCallum (intervener)

As an intervener, Mr. Smith's client is supportive of the application as having a possessory interest in the property.

J. Fereday Atty—Pacific West Land LLC (intervener)

Mr. Fereday expressed the following:

- More study is needed of ground water hydrology of the development
- Monitoring Plan is needed that is agreeable to parties
- Access to data
 - Drill cuttings
 - Test results.
- Future access to wells by applicant for monitoring/testing
- Speculation—need actual infrastructure facilities to lots
- Specific conditions on “proving up on the water right.

Todd Haynes—Protestant

Mr. Haynes was interested in the monitoring of the project and impact on the aquifer and other area wells. He offered his wells for part of the monitoring system. If there was injury, there would be compensation.

Discussion

-Reciprocal well monitoring—developments sharing information—cuttings/data

-Memorandum from IDWR Hydrology Section 2/12/09 regarding ground water recharge. Passed out document to parties; stated parties would be receiving copies in the mail. Did not discuss the contents of the memo.

-Discussed how the Department was going to process the applications given several were applications were being placed on hold. How would that effect processing and development of monitoring and data collection. The developments that wanted to push ahead would bear the brunt of the costs for monitoring and data. Parties presented input.

Moving Forward

Parties agreed to the following:

-60 day allowance for further negotiations/talks with protestants/interveners.

-May 1, 2009, begin **Discovery** period

-**Hearing date set for early September 09.**

Parties will provide calendars for schedule

Issues Formulated/Simplified

-Additional aquifer data and study needed.

-Injury to existing water rights/aquifer

-Monitoring of development—solid plan for all the developments

-Sharing of data and test results; access to future wells/data.

-Possible Speculation; processing in sequence-dealing with applications on hold.

-Conditions of approval (IDWR) relating to development of a future water right.

Followup—

Non appearance for VanGrouw protest- Dana Hofstetter Atty.

- Send Mr. Haynes copy of SPF study submitted with the application.