

MEMORANDUM

Date: October 16, 2019
To: Transfer 83596
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer application proposes to add points of diversion and change the place of use for water rights 29-7118 and 29-7119. The City of Pocatello (applicant) seeks to add points of diversion that are currently used to irrigate land known as the Pocatello bio solids land application site. These three points of diversion are interconnected. Once the transfer is approved Water rights 29-7118 and 29-7119 will authorize three points of diversion. Each point of diversion will be limited to 9.99 cfs. The City also seeks to join the places of use under water rights 29-7118 and 29-7119 to create a 578.5 combined place of use. The applicant filed this transfer in response to a Notice of Violation E2019-1381/E2017-1159. The approval of this transfer will help resolve the Notice of Violation.

Authority to File:

The City of Pocatello is the current owner of water rights per IDWR record and owner of the property at the proposed place of use per Power County taxlot data. Edward and Christine Smith own the property and the point of diversion located in the SWSE, Section 20, 06S, 33E. The Smiths provided a consent letter allowing the City of Pocatello to utilize their well. Brian Blad who is the Mayor of the City of Pocatello signed the application.

Water Right Validity:

These water rights were decreed in 2012. 2017 and 2015 aerial photography shows land irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

The points of diversion are located within the ESPA. Points of diversion involved in this transfer are within adjacent ESPA model grid cells. No ESPA analysis is required. Water rights are regulated by WD 120. WD 120 watermaster does not oppose the application. This transfer was advertised and there are no protests.

Enlargement of Use:

No enlargements issues as long as pivot corners and land not covered by a water right are dried up.

Local Public interest:

No issues.

Beneficial Use/Conservation of Water Resources:

No issues.

Effect on Economy the Local Area:

No issues.

Effect on Agricultural Base of the Local Area:

No issues.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.