

MEMORANDUM

Date: February 6, 2019
To: Transfer 82996
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to update ownership and to correct the POU legal description on licensed right no. 22-7706. The legal description of an 8 acre portion of the POU incorrectly showed T4N on the license. The 8 acre portion of the POU is actually located in T5N.

Authority to File:

The applicant provided a warranty deed showing ownership of the water right. The application was signed by Louise Twitchell. She provided documentation showing her authorization to sign on behalf of the LLC.

Water Right Validity:

Right no. 22-7706 was licensed in 1997. Review of post-license photography shows regular irrigation of the place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights will not be impacted by the proposed changes. There will be no physical change to either the point of diversion or the place of use, as is evident from the map which was included in the beneficial use field report. Only the legal description will change in order to correct a clerical error. Since it is clear that the proposed change will not adversely impact other water rights, this application will not require public notice.

Enlargement of Use:

Right 22-7706 is a supplemental ground water right. Upon first glance it appears that there are no surface water rights associated with the place of use. However, the applicant indicated that the place of use is irrigated with Palisades Water Users storage delivered via the Sunnyside Canal. Water District 1 staff confirmed that 360 AF of Byrne storage is associated with the Sunnyside Canal heading. The proposed change will not result in enlargement because neither rate, nor volume, nor irrigated acreage will increase as a result of the transfer.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Effect on Economy the Local Area:

No issues identified.

Effect on Agricultural Base of the Local Area:

No issues identified.

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.