

MEMORANDUM

Date: June 22, 2018
To: Transfer 80077
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

Original transfer application was filed on May 13, 2015. Application has been amended twice. Latest amendment proposes changing the point of diversion and place of use for ground water right 11-7047. Applicant proposes drilling a new well at the proposed point of diversion.

Authority to File: Existing place of use for water right 11-7047 includes parcels owned by Paul Kent Crane, Jason Smith, Jory Hunter, and Trevor Neal. Application included a "Water Right Agreement" signed by Smith, Hunter and Neal stating that no water rights were included in the purchase of their parcels. The applicant is the owner of water right per IDWR record. The applicant purchased water right 11-7047 from Kent Crane. Kent Crane owned the existing place of use prior to the sale to Smith, Hunter and Neal. In April, 2015 the applicant submitted an ownership change for water right 11-7047. Ownership for water right 11-7047 was updated into the applicants name.

Water Right Validity: Water right was licensed in 1981. Aerial photography shows consistent irrigation of the existing place of use. Forfeiture is not an issue.

Injury to Other Water Rights: Application was protested by neighboring property owners Quinn Jensen and Redwood Farmland Holdings LLC. Protests were withdrawn without condition. Distance between existing POD and proposed POD is 1.5 miles. No ground water irrigation wells within 1/2 mile of the proposed point of diversion. Four domestic well, including one owned by Bryce Crane, are within 1/4 mile of the proposed point of diversion.

Enlargement of Use: Water right 11-7047 covers the same acres described in statutory claim 11-4087 from Maple Canyon Creek. Applicant demonstrated that 71 acres of the 129 acres authorized under 11-7047 were covered by shares in Maple Creek Irrigation Company. In order to prevent enlargement of the ground water right, applicant will combine 71 acres with surface water rights from Three-Mile Creek at the proposed place of use. Water right 11-4087, added to transfer as an associated right, will be reduced by 71 acres and the ground dried up.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: 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.