

MEMORANDUM

Date: December 28, 2017
To: Transfer 81895 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes creating a 40.7 acre permissible place of use (PPU) for three water rights: two Irrigation ground water rights, 37-8102 (0.1cfs; 5.0 acres; 17.5 af); a split portion of 37-8446 (0.01 cfs; 0.4 acres; 1.4 af) and Big Wood River irrigation right 37-22969 (1.29 cfs; 28.8 acres). The legal description for water right 37-8102 will be corrected to describe the three existing wells used to divert water under that right. The split portion of right 37-8446 will be transferred to those same three existing wells from an adjacent property. Points of diversion (PODs) for surface water right 37-22969 will remain unchanged. Proposed PPU and PODs are located approximately 0.8 to 1.1 miles north and 0.4 to 0.8 miles west of the intersection of Bullion St and Hwy 75 in Hailey.

The applicant's representative has indicated he will provide an electronic shapefile and land list of irrigated acres for each water right in the PPU to comply with the requirements of condition 206.

Overlap analysis finds ground water right 37-8444 within the proposed PPU. This right is on a parcel owned by a separate entity but is also part of the current POU for Big Wood River Right 37-22969. Condition R63 will be added to all the rights in this transfer to limit combined use to 3.5 afa.

PODs and PPU are located in Water District 37. Water District 37 Watermaster comments were solicited.

- **Authority to File:** IDWR records indicate the applicant either currently owns the water rights in this transfer application or has provided conveyance documents indicating ownership along with appropriate fees for a change of ownership. A "concurrence" document was also provided authorizing Peter Trust LP to have points of diversion and places of use for the water rights in this transfer on lands owned by RG Farm LLC while retaining ownership of the water rights.
- **Water Right Validity:** Water right 37-22969 was decreed in the SRBA on 8/30/2011. Right 37-8102 was licensed on 1/5/1996 and right 37-8446 was licensed on 4/21/2015. Recent aerial and satellite imagery indicate the property involved with this transfer appears irrigated.
- **Injury to Other Water Rights:**
None anticipated.

- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

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