

MEMORANDUM

TO: Transfer No. 81634
FROM: Patrick Kelly
DATE: 5/30/2017
RE: Evaluation of Application

Summary of Information Submitted

Transfer 81634 purpose is to create a 506 acre permissible place of use for water right 61-293C. The system currently comingles water from the King Hill Irrigation District and water from Little Canyon Creek (61-7575)

Authority to File

The application was filed in the name of Ark Properties LLC. This matches the current owner on file to water right 61-293C. John McCallum signed the application. Through a short series of company searches on the ID SOS records database, Mr. McCallum is Director of ARD Trading Inc, a manager to Ark Properties.

Water Right Validity

The right was decreed in 2003. Aerial imagery from 2013-2015 shows irrigated property within the described place of use in excess of 22 acres. Department staff is not aware of non-use from the source within the past 5 years. Concerns over validity are not present at the time of this review.

Overlap Analysis

37-4112 & 37-21595 provide much of the water to the farm ground. This water is owned and delivered by the King Hill Irrigation District. There a number of rights from local users at the point of diversion, but changes to the POD are not proposed.

61- 293D has the same POU shape, but is a ten acre right within the 40 acre tract. Current county taxlot data finds the Smiths own a small parcel in the QQ, so the right does not overlap.

Injury to Other Water Rights

None anticipated. Changes to irrigation practices are not being proposed. Comment letters will be sent to the local watermaster.

Enlargement of Use

Changes to rate and volume are not occurring. The right will maintain a 22 acre limit within the 506 acre PPU.

Local Public Interest

No information has been made available to suggest a conflict with public interest. The application will be advertised in the local newspaper.

Beneficial Use/Conservation of Water Resources

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.