

MEMORANDUM

Date: July 26, 2017

To: Transfer 81448

From: Michael Holliday

Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to update ownership and change the point of diversion of a 47 acre portion of right 29-2551. Right 29-2275 was brought into the transfer as an associated right in order to update a combined volume condition.

Authority to File:

The applicant provided a warranty deed showing ownership of the portion of the right being changed, and Power County taxlot data showed the applicant as the owner of the place of use. The applicant provided a written agreement from the owner of the proposed point of diversion granting access to the well. According to the latest annual report found on the Secretary of State webpage, Mr. Barboza has authority to sign for the LLC.

Water Right Validity:

Right 29-2551 was decreed in the SRBA in 2004. Post-decree aerial photography shows regular irrigation of the place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

The proposed point of diversion is on the ESPA. However, an ESPA model run is not required because the proposed well is located within the same cell as one of the current wells, and is adjacent to the cell of the other current well. There is no evidence that the proposed change will reduce the quantity of water available to other water rights. The transfer application was advertised and no protests were filed. The Water District 120 Watermaster reviewed the application and did not oppose its approval.

Enlargement of Use:

The proposed change will not result in enlargement because neither rate, volume, nor irrigated acreage will increase as a result of the transfer. The combined volume limit for the unchanged portion of 29-2551 and associated right 29-2275 was reduced in order to prevent enlargement.

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.