

MEMORANDUM

Date: January 12, 2017
To: Transfer 81323
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion for water right 31-11359. The applicant proposes to drill a new irrigation well on the owners property to replace old irrigation well located on an adjacent property. Water right 31-11359 was split through an ownership change in 2014. The original well is located on the other property. Applicants no longer have access to the original well and propose to drill their own well.

Authority to File:

The applicants, Foos, Zielinski and Guillory are the water right owners according to IDWR records. According to a warranty deed provided with the application, Meghan Foos is the current owner of the water right place of use.

Water Right Validity:

The right included in this transfer was decreed in the SRBA in 2002. Review of aerial photography shows active irrigation up to and including 2011. There is little evidence of use in recent years. According to the "Forfeiture Review Period" Administrator's Memo, the water right is not considered forfeited until the end of the 2017 calendar year. Therefore, forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change. The point of diversion is moving from an adjacent property to the owners property, which is in the same ESPA model cell, and therefore does not require a ESPA transfer tool evaluation. The proposed changes were advertised, and no protests were filed. The watermaster for WD 110 does not oppose the transfer.

Enlargement of Use:

The proposed change will not result in enlargement because neither the rate, volume or irrigated acres will increase as a result of this transfer. Condition #206, requiring the applicant to identify the 8.8-acre place of use for water right 31-11359, will be added to the water right, to prevent enlargement.

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.