

MEMORANDUM

Date: October 6, 2016
To: Transfer 81250
From: Cass Jones
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion, and add a point of diversion for water right 35-4209. Department records describe the point of diversion for right 35-4209 in the NWSW of Section 3, T01N, R31E. The actual location of the point of diversion is in the NESW of Section 3, T01N, R31E. The applicant seeks to correct the point of diversion legal description for water right 35-4209. The applicant also seeks to add a second point of diversion to water right 35-4209. The new point of diversion is an existing city well located in the SESW of Section 3, T01N, R31E.

Authority to File:

The applicant, Atomic City, is the current owner of water right 35-4209 per IDWR record. The mayor of the city, Kelli Isaacs, signed the application.

Water Right Validity:

Water right 35-4209 was decreed in 1998. This water right has been consistently used within Atomic City's municipal water delivery system boundary. Forfeiture is not an issue.

Injury to Other Water Rights:

The points of diversion are inside the ESPA and within WD 120. The points of diversion are within the same ESPA cell. No ESPA impact analysis is required. This transfer was advertised and there are no protests. The watermaster does not oppose the transfer.

Enlargement of Use:

No issues identified.

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.