

MEMORANDUM

Date: July 5, 2016

To: Transfer 81019

From: Michael Holliday

Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to correct an error on the partial decree for right no. 25-4200. The place of use (POU) for the domestic use was decreed as SENW, but should have been SENE, like the POU for irrigation. A review of the adjudication claim file showed that domestic use was claimed in the SENW, but the map which accompanied the claim clearly showed the POU in the SENE. Also, review of aerial imagery from 1980 through 2015 shows no evidence of a church building in the SENW, but a church building can be clearly seen in the SENE.

Review of the partial decree and the claim file also revealed clerical errors in both the total volume and the irrigation volume. Therefore, these errors will also be addressed in the transfer approval. The total volume on the partial decree showed 2.44 AFY, but should have shown 2.4 AFY since volumes are to be rounded to the nearest tenth of an acre-foot. The irrigation volume showed 1.4 AFY, but should have matched the total volume of 2.4 AFY. The claim was based on beneficial use, and the standard volume for the area was 4 afa per acre (0.6 acres x 4 af = 2.4 afa). Review of the adjudication claim file revealed nothing that would have justified 2.44 AFY for total volume or 1.40 AFY for irrigation volume.

Authority to File:

Department records show the applicant as the current owner of the water right, and Jefferson County taxlot data show the applicant as the owner of the place of use. The transfer application was signed by Matt Davidson. The transfer application included correspondence on the organization's letterhead which demonstrated Matt's authorization to sign on behalf of the corporation.

Water Right Validity:

Right 25-4200 was decreed in the SRBA in 2005. Review of post-decree aerial imagery revealed consistent irrigation of the place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change. The transfer will simply correct clerical errors in the partial decree. Neither point of diversion nor historical use will change as a result of the transfer. Since it is clear that the proposed change will not adversely impact other water rights, this application will not require public notice. However, the watermaster will have the opportunity to review the application prior to transfer approval.

Enlargement of Use:

The proposed change will not result in enlargement because total volume, rate, and irrigated acreage will not increase as a result of the transfer.

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.