

MEMORANDUM

Date: April 20, 2016
To: Transfer 80784
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 80784 proposes to change the place of use for water rights 34-684B, 34-685B, 34-2351, 34-10002A, 34-175 and 34-878A. The proposed place of use is a 171.8 acre combined place of use. Water right 34-2351 is the only ground water right on the property and is limited to 145 irrigated acres. Water user will be required to designate the 145 acres covered by water right 34-2351. An amendment was filed at the Departments request to correct the point of diversion for water rights 34-684B, 34-685B and 34-878A. The existing point of diversion was decreed incorrectly and was updated in this transfer to reflect the actual location of the Sharp Ditch.

Authority to file:

The water rights and the existing and proposed places of use are in the name of Gail or Scott McAfee. The application was filed and signed by Scott McAfee.

Validity of the Water Right:

Water rights 34-684B, 34-685B, 34-2351, 34-175 and 34-878A were decreed on December 14, 2001. Water right 34-10002A was decreed on June 20, 2001. Aerial photography does not show consistent irrigation. However, satellite imagery indicates that all of the property as defined in the water rights was irrigated within the last five years. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No injury to other water rights was identified. The application was not advertised, because there is no apparent hydrologic impact. Actual points of diversion are not changing. The water master for WD34 was notified of the transfer and did not oppose the transfer.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this transfer application.