

MEMORANDUM

Date: April 18, 2016
To: Transfer 80562 File
From: Jana Reeder
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes converting a 49 acre portion of an irrigation groundwater right to commercial and stockwater uses associated with a new dairy facility. The new dairy facility is being constructed on the same farm that the 49 acres of grain are being dried up on. Both are located approximately 2.9-5.1 miles north and 21.1-23.0 east of the City of Declo. Six existing wells (one primary and five back up) will divert up to 0.58 cfs and 107.4 AFA for the new dairy operation.

The transfer will allow 49 acres of historical grain acres to be dried up and converted to commercial and stockwater uses. The acre to volume conversion was based on the average IR value of 2.19 afa/acre for grain in the Burley area. The properties and points of diversion are located outside the ESPA. The farm and new dairy facility are located within newly formed Water District 143 but currently a water master has not been appointed so water master comments will not be applicable.

Note, the farm has been in the CRP program for many years. It was removed from the program in 2014 and is currently being farmed.

- **Authority to File:**
The Department's database indicates that water right 43-13741 is owned by Evard, LLC. Idaho Secretary of State annual report indicates Reed Gibby can sign for applicant.
- **Water Right Validity:**
Water rights 43-13741 was partially decreed in the SRBA on June 28, 2002. Water right 43-13741 has been in the CRP program for many years and was released in 2014. Recent aerial photography show the acres as being irrigated.
- **Injury to Other Water Rights:**
None anticipated or foreseen.
- **Enlargement of Use:**
None anticipated or foreseen.
- **Local Public Interest:**
Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Commercial and stockwater are recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect of the Agricultural Base of the Area:**
None Anticipated.

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.