

MEMORANDUM

Date: January 8, 2016
To: Transfer 80490
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 80490 for water right 15-7193 proposes to add a new point of diversion.

Authority to file:

The water right and place of use are currently in the name of Malad Farms LLC.

Validity of the Water Right:

Water right 15-7193 was licensed on October 19, 2015. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

The application was advertised and was protested by Samaria Water and Irrigation Company. On January 8th the Department received a conditional withdrawal of protest from Samaria Irrigation. The protest withdrawal stated that the new well could not be located any closer than 3 miles to Illum Spring (Big Malad Spring). Using ArcMap to measure the distance, the new well is 3.29 miles from the head of Big Malad Spring. There is no water district for ground water in Malad Valley. No other injury issues identified.

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.