

MEMORANDUM

Date: October 16, 2015
To: Transfer 80218
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to add a point of diversion to water right 11-66A in the SESWNW of Section 11, Township 14S, Range 43E. The new point of diversion will be a pump on Paris Creek and will be limited to 0.021 cfs. Water right 11-66A will now have four authorized points of diversion.

Authority to File:

The applicant, Pioneer Irrigation and Manufacturing Company, has the authority to file. Pioneer is the owner of record for water right 11-66A. David Sleight, who signed the application, is the shareholder who will benefit from the new pump on Paris Creek. The application included a letter signed by Brent Lewis, president and director of Pioneer Irrigation, consenting to the transfer application.

An amendment to the application was submitted, reducing the rate of diversion at the new POD to 0.021 cfs, David Sleight's share in the company. The amendment was initialed by David Mathews, who is the registered agent for Pioneer Irrigation and Manufacturing Company.

Water Right Validity:

The water right was decreed in 1932 and is still valid. Canal company water rights are generally protected against forfeiture under chapter 42-223, Idaho Code. Additionally, water district records show continuous delivery of the water right to Pioneer Irrigation.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.

The two initial advertisements of the transfer contained errors in the point of diversion descriptions. The third advertisement was correct. No protests were received.

The watermaster was notified of the transfer and did not provide comment.

Enlargement of Use:

No enlargement of use will result from this transfer. Neither rate nor irrigated acres are authorized to increase.

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.