

MEMORANDUM

Date: July 13, 2015
To: Transfer 80112
From: Scott Bergendorf
Re: Transfer Analysis

Applicant proposes to change and add points of diversion, and change the place of use for water rights 22-7066, 22-13453, 22-2254, 22-7512. Water right 22-7066 will be transferred to and combined with all other water rights in order to increase the diversion rate available per acre for the POU of all other rights. A new POD will be added to all water rights and all water rights will share the same 1348.4 acre POU.

Authority to File:

Terry Wilcox is authorized to sign on behalf of Brown, Inc. per Idaho Business Entity search, which is the current owner of water rights per IDWR record, and owner of the proposed POU per Madison County taxlot record.

Water Right Validity:

Water Rights 22-2254, 22-13453, and 22-7066 were decreed in 2008. 22-7512 was licensed in Feb, 2015. Aerial photography and recent field exams indicates regular use of water rights. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA. ESPA analysis indicates no additional mitigation is required. This transfer was advertised and no protested were made. Water master does not oppose this transfer. 156 acres will be dried up in order to increase diversion rate per acre for a remaining 1348.4 acres.

Enlargement of Use:

The proposed change will not result in enlargement of use. Neither rate nor acres will increase as a result of the transfer.

No issues identified.

Local Public interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

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.