

MEMORANDUM

Date: April 22, 2015
To: Transfer 79939
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the POD for right 34-2328A. It also refines the POU for the right in IDWR's GIS database, in the same QQ in which the right was decreed. The right was decreed as overlapping with surface rights 34-121A and 34-403A. In actuality, the right has been used in conjunction with surface rights 34-121B and 34-403B.

Authority to File:

The applicant, Boyd Burnett, has the authority to file. Boyd Burnett is the owner of rights 34-2328A, 34-121A, 34-403A, 34-121B, and 34-403B according to department records. He also owns the place of use for those water rights and the land at the proposed well location, according to Butte County taxlot data.

Water Right Validity:

The water right is valid. It was decreed in 2001. Review of post-decree aerial photography indicates consistent irrigation of the POU as refined in this transfer. Further, WMIS records at the pre-transfer POD from 2014 indicate that water for the right was diverted. 2014 is the only year from which WMIS data was available for the pre-transfer POD.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.
The transfer was advertised and no protests were received.
The watermaster was notified of the transfer and did not oppose it.
The POD authorized in this transfer is in an adjacent ESPA model cell to the pre-transfer POD.

Enlargement of Use:

No enlargement of use will occur as a result of this transfer.
The transfer does not authorize any additional rate, volume, or irrigated acres.

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.