

MEMORANDUM

Date: September 17, 2014
To: Transfer 79530
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and change the place of use for water rights 31-7370F (part), 31-12079, 31-12083, 31-12085 and 31-12087. The applicant seeks to transfer a combined 50.0 acres from these water rights to a new pivot that will be installed. The applicant also seeks to drill a new well.

Water rights 31-7627B and 31-12081 share a 95 acre combined place of use with water rights 31-7370F, 31-12079, 31-12083, 31-12085 and 31-12087. Water rights 31-7627B and 31-12081 are involved in a second transfer that was filed at the same time. Only 6.7 acres from water right 31-7390F will remain behind to irrigated some grass and trees.

Authority to File:

The applicant is the current owner of water rights per IDWR record and owner of the property at the proposed point of diversion and proposed place of use per Jefferson County taxlot data.

Water Right Validity:

Water rights were decreed in 2002. Aerial photography shows land consistently being irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 110. ESPA analysis indicates no impacts greater than 2.0 acre-feet/trimester to Snake River reaches. No mitigation required. This transfer was advertised and there are no protests. The watermaster does not oppose the transfer.

Enlargement of Use:

On 01/30/2004 water right 31-7651 was licensed for industrial purposes at Larsen Farms potato processing facility in Hamer, ID. Water right 31-7651 contains a condition that limits it along with water rights 31-7370F and 31-7627B to 0.66 cfs and 121.5 acre-feet. This combined limit condition did not exist on water rights 31-7627B and 31-7370F. To avoid an enlargement of a water right, Larsen Farms would have to reduce water right 31-7651 by the amounts under water rights 31-7627B and 31-7370F being changed under transfers 79529 and 79530. This enlargement issue was discussed with Scott Clawson who is Larsen Farms representative. It was decided that water rights 31-7627B and 31-7370F will be excluded from transfer approvals 79529 and 79530. As a result water rights 31-7627B and 31-7370F were added to the transfers as associated water rights. Water rights 31-7627B and 31-7370F will be limited to the irrigation of 43.0 acres within a 95.0 acre place of use. The proposed place of use under water rights 31-12079, 31-12083, 31-12085 and 31-12087 will be limited to 38.7 acres.

Local Public interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

No issues identified.

Effect on Economy the Local Area:

No issues identified.

Effect on Agricultural Base of the Local Area:

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.