

MEMORANDUM

Date: July 25, 2014

To: Transfer
79085

From: Michael Holliday

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to add three points of diversion to six of the company's decreed ground water rights, and four points of diversion to right no. 31-7113. The maximum capacity of the new wells is estimated to be 60 cfs. If the transfer is approved, each of the seven rights will be associated with all 18 wells. No other changes are proposed.

Authority to File:

Department records show the applicant as the current owner of the water rights. The company is currently registered with the State of Idaho as a corporation in good standing. The application was signed by the secretary and the president of the company. Both have authority to sign on behalf of the company.

Water Right Validity:

All seven rights included in this transfer were partially decreed in 2002. However, the basis for the initial decree of right no. 31-7113 was a permit. In 2013 the permit matured to a license. An amended license was issued in 2014 to remove a point of diversion, and an amended partial decree was filed soon thereafter which reflected the elements of the amended license. Review of aerial photography shows regular irrigation of the place of use, and WMIS records show recent delivery of these rights. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights should not be impacted by the change because the total authorized to be diverted under the rights will not increase. The new wells are located within the immediate vicinity of the current points of diversion. The new wells are located in the same model cell or are adjacent to the cells of the 15 current points of diversion. There is no evidence that the proposed change will reduce the quantity of water available to other water rights. The transfer application was advertised state-wide and no protests were filed. The Water District 110 Watermaster reviewed the application and indicated that he did not oppose its approval.

Enlargement of Use:

The proposed changes will not result in enlargement of use. The transfer will not affect the place of use. Neither the number of acres authorized for irrigation, nor the authorized diversion rate, nor the authorized annual volume will increase as a result of the transfer.

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.