

MEMORANDUM

Date: April 9, 2014
To: Transfer 79182
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to rearrange the POU for the remaining portion of right 13-7476. It is the second of two transfers (79170 and 79182) filed simultaneously, both involving right 13-7476. 13-7476 was processed in this application as if Transfer 79170 had been approved. There is an error in the application map, which shows 38.6 acres in the NESW of Section 23, T04S, R38E in the "POU After Transfer" layer. These acres were split off and moved off of the property in Transfer 79170.

Authority to File:

The applicant has the authority to file. The applicant is the owner of the water right according to Department records. The lands from which the water will be moved are owned by Leonard and Lorraine Povey. A water right agreement supplied by the applicant specifically allows the applicant to transfer the water right off of the land included in this transfer unencumbered.

Water Right Validity:

Aerial photography indicates consistent irrigation at the POU since the right was licensed in 2002.

Injury to Other Water Rights:

No injury to other water rights is expected. This transfer authorizes no additional rate, volume, or irrigated acres. The transfer was advertised and no protests were received.

Enlargement of Use:

No enlargement of use is expected. For the 9.7 acres being rearranged, a volume of 1.78 AC-FT/AC was transferred, consistent with the estimate of annual volume pumped per acre, described in detail in the memo for Transfer 79170.

This transfer also reduced supplemental right 13-2224's acreage where it overlapped with the acreage to be transferred in both Transfer 78170 and 79182. The overlapped acreage was 40 acres in the NESW, 7 acres in the NWSW, and 2 acres in the NWSE of Section 23, T14S R38E. 13-2224's rate was not decreased because it is still under an inch to the acre. The acres from which the supplemental rights were removed in this transfer will continue to be irrigated by canal shares when available.

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.