

MEMORANDUM

Date: January 23, 2014
To: Transfer 78901
From: Scott Bergendorf
Re: Analysis of Transfer

This transfer proposes to change point of diversions for water rights 35-13994 and 35-13996 and change the entire POU for water rights 35-13994, 35-13996, 35-13998, and 35-14000, and a portion of the POU for water rights 35-13997 and 35-13999.

This transfer will provide water for part of a pivot that is not currently covered by a water right. The applicant will be using an existing well.

Authority to File:

The applicant is the current owner of water rights 35-13994, 35-13996, 35-13998, and 35-14000 per IDWR record, and current owner of a portion of water rights 35-13997 and 35-13999 per warranty deeds. The ownership for a portion of water rights 35-13997 and 35-13999 will be updated through this transfer. Morgan Enterprises LLC is the property owner at the proposed point of diversion and proposed place of use per Bingham County interactive map viewer.

Water Right Validity:

Water rights were decreed in 2002. 2011 aerial photography shows the land under water rights 35-13998, 35-13996, 35-13994, and 35-14000 being irrigated. 35-13997 and 35-13999 have recently been released from the water supply bank. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. Points of diversion are within adjacent ESPA model cells. No analysis is required. This transfer was advertised and was not protested. Watermaster does not oppose transfer.

Enlargement of Use:

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.

Analysis of Transfer

1/23/2014