

## MEMORANDUM

**Date:** August 27, 2013

**To:** Transfer  
78680

**From:** Michael Holliday

**Re:** Review & Evaluation of Sufficiency of Information

This transfer proposes to change and add points of diversion on decreed right nos. 25-56E and 25-61A in order to accommodate a pivot irrigation system. No other changes are proposed.

**Authority to File:**

Department records show the applicants as the current owners of the water rights. Bonneville County taxlot data confirms that the applicants are the owners of the place of use.

**Water Right Validity:**

The rights included in this transfer were decreed in the SRBA in 2005. Aerial photography for the years 2006, 2009, and 2011 consistently show irrigation of the place of use. Forfeiture is not an issue.

**Injury to Other Water Rights:**

There is no physical change in the location of the existing point of diversion for 25-61A. The change is simply the removal of the 10 acre tract from the legal description. The current point of diversion for right no. 25-56E is the Progressive – Willow diversion, because the right has historically been delivered to Progressive Irrigation District in exchange for Snake River water from the Anderson Canal. The proposed transfer will simplify administration of this right by eliminating the exchange.

All the water diverted downstream of the point where the Eagle Rock Canal flows into Willow Creek (these rights included) is charged to Progressive Irrigation District. There will be no net change in the amount of water diverted from Willow Creek nor in the allocation of storage as a result of this transfer. Other water rights should not be impacted by the change because the total diverted under these rights will not increase. There is no evidence that the proposed change will reduce the quantity of water available to other water rights. The transfer application was advertised and no protests were filed. The Water District 1 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 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.