

MEMORANDUM

Date: November 19, 2013
To: Transfer 78851
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer application proposes to add a new point of diversion for water rights 17-2041 and 17-7013. The new diversion will be located in the NWNE of Section 16, T16S, R32E. The rate of diversion from the new well will be limited to 3.5 cfs. The water rights will retain their two current PODs, resulting in a total of three PODs.

Authority to File:

The applicant is the current owner of the water rights based on IDWR records, and owns the property covering the place of use and at the current and proposed points of diversion according to 2012 Oneida County tax lot data.

Water Right Validity:

Water right 17-2041 was licensed in 1972 and water right 17-7013 was licensed in 1983. Review of aerial photography indicates regular usage over the past five years. Therefore no part of the rights appears to have been lost due to forfeiture.

Injury to Other Water Rights:

After the protest period had closed, IDWR received a letter from a concerned water right holder to the south of the proposed well. The Department reviewed the water rights and found that the new well will be located the same distance from the well of the concerned water user as the applicant's existing wells. The water rights will not be enlarged. There is no evidence at this time that the proposed transfer will injure existing water rights in the area.

Enlargement of Use:

The proposed change will not result in an enlargement of rate, volume, or acreage.

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.