

MEMORANDUM

Date: October 8, 2013
To: Transfer 78861
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion for water right 22-13805. The applicants seek to change the point of diversion (ground water) from its current locations (two PODs) to a point of diversion (ground water) that is currently unused located in the SENWSE of Section 23, 05N, 44E. Only one point of diversion will be utilized under the water right.

Authority to File:

The applicants are the current owners of water right 22-13805 per IDWR record. The applicants do not own the property at the proposed point of diversion. However, the applicants provided a restrictive covenants document which authorizes the use of the proposed point of diversion. Luke Marchant who is the applicant's attorney signed the application.

Water Right Validity:

This water right was decreed in 2009. Forfeiture is not an issue.

Injury to Other Water Rights:

This water right is not located within a water district that regulates ground water. The current points of diversion and the proposed point of diversion are located outside the ESPA model boundary. The proposed point of diversion is located approximately 0.50 miles to the south of the current points of diversion. This transfer was advertised and there are no protests. No injury issues identified.

Enlargement of Use:

No injury issues identified.

Local Public interest:

No injury issues identified.

Beneficial Use/Conservation of Water Resources:

No injury issues identified.

Effect on Economy the Local Area:

No injury issues identified.

Effect on Agricultural Base of the Local Area:

No injury 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.