

MEMORANDUM

Date: May 28, 2013

To: Transfer
78547

From: Kade Raymond

Re: Review & Evaluation of Sufficiency of Information

Transfer 78547 proposes to change the place of use for water rights 34-13902, 34-13904, 34-13906, 34-13985, 34-13987, 34-13989, 34-13991, 34-13993, 34-13995, 34-13997, 34-13999, 34-14001, and 34-14003. In February of 2012 IDWR conducted an investigation of irrigated lands within the Big Lost River basin using 2011 aerial photography and determined that the applicant was irrigating land not covered by a water right. The applicant is seeking to change the place of use for the above water rights to cover the ground that is currently being irrigated to prevent a possible notice of violation. In this transfer the applicant swapped land with the Magee Family Trust and retained his water rights in order to continue irrigating a piece of ground that was under his pivot that belonged to the Magee Family Trust. The proper deeds were submitted with the application.

Applicant proposes to change the point of diversions for water rights 34-13904 and 34-13906 (groundwater rights) to the same point of diversion as water right 34-13902, which is a well located on the owner's property.

Authority to File:

The applicant is the owner of the property per current tax lot data. The applicant is the owner of the water rights per IDWR record.

Water Right Validity:

All rights were decreed in 2001. Based on 2011 aerial photography 426.6 acres are currently being irrigated therefore forfeiture is not an issue.

Injury to Other Water Rights:

The POU for the proposed transfer is located within water district 34 and inside the ESPA. The ESPA model shows that this transfer will not cause injury to others. The watermaster did not respond to this transfer application and therefore does not oppose this transfer. This transfer was advertised statewide and no protests were received. No injury issues identified.

Enlargement of Use:

No issues identified.

Local Public Interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

No issues identified.