

MEMORANDUM

Date: April 3, 2013

To: Transfer
78490

From: Michael Holliday

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to rearrange the place of use due to system changes that include the installation of a quarter mile pivot in the NW quarter of section 36. No other changes are proposed and there are no overlapping water rights.

Authority to File:

Department records show that the applicant is the current owner of the right. County taxlot data shows that the applicant is the owner of both the current and proposed place of use.

Water Right Validity:

This right was decreed in the SRBA in 2004. Review of post-decree aerial photography indicates regular irrigation of the decreed place of use since the time the partial decree was filed. Therefore, forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the change. Neither the point of diversion nor the diversion rate will change as a result of the transfer. The point of diversion is located within the boundary of newly created Water District 29-O. However, watermaster comment was not sought for this application because a watermaster has not yet been appointed.

Enlargement of Use:

This transfer will not result in enlargement of use. The proposed place of use is simply being rearranged in the vicinity of the current place of use. The water right included in this transfer is a stand-alone right and does not contain combined limits with other rights. Neither rate, nor volume, nor acreage will increase as a result of the transfer. The annual volume of the right was slightly reduced in keeping with the 4 acre-feet per acre standard for the area.

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.