

MEMORANDUM

Date: March 21, 2013

To: Transfer
78480

From: Blake Jordan

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the place of use for water rights 22-2271D, 22-7052A, 22-7167A and 22-7439. The applicant is seeking to rearrange the place of use to cover land being irrigated without a water right. This transfer was filed in response to a Notice of Violation. The points of diversion will remain the same.

It is important to note that the annual volume under water right 22-7052A is in error. The correct annual volume should be 1364.6 acre-feet. This transfer will correct the annual volume error.

Authority to File:

The applicant is the current owner of water rights per IDWR record and owner of proposed place of use per Madison County taxlot data (updated 2/21/2013). Ray Pocock who is the owner of The Ralph R & Beth Pocock Family Partnership signed the application.

Water Right Validity:

Water rights 22-2271D, 22-7052A and 22-7167A were decreed in 2008. Water right 22-7439 was licensed on 3/20/2013. 2009-2011 aerial photography shows land to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

These water rights are not regulated by a water district. Points of diversion are located within the ESPA smooth model boundary. Points of diversion are not changing. No ESPA analysis required. This application will be processed as a non advertised transfer.

Enlargement of Use:

No issues identified.

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.