

MEMORANDUM

Date: March 11, 2013

To: Transfer
78394

From: Blake Jordan

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for a portion of water rights 35-14080, 35-14083, 35-14088 and 35-14091. The applicants are seeking to move a combined total of 120.0 acres to their property located in the NE1/4 of 07S, 29E, Section 4. The applicants will be using an existing ground water well on the property.

The diversion volume under water right 35-14091 is in error. Approved transfer 75507 incorrectly listed the diversion volume as 666.8 acre-feet. However, the correct diversion volume for water right 35-14091 is 664.8 acre-feet. This transfer will correct the error.

The applicants slightly miscalculated the split diversion volumes for the water rights involved in this transfer. The applicant correctly described the total amount of water proposed to be transferred. No amendment is needed to correct the individual diversion volumes. The transfer approval document will display the correct diversion volumes.

Authority to File:

The applicants are the current owners of the water rights per IDWR record and current owner of proposed place of use per warranty deeds and Power County taxlot data.

Water Right Validity:

Licensed and decreed water rights. The 120.0 acres proposed to be changed in this transfer were released from the Idaho Water Supply Bank on 12/31/2012. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. The applicants provided an ESPA analysis which indicates no mitigation is required. The department concurs with the applicants findings. This transfer was advertised and there are no protests. The watermaster does not oppose the 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.