

MEMORANDUM

Date: March 8, 2012
To: Transfer 77798 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes to change the point of diversion (POD) for a groundwater irrigation right. Applicant proposes to drill a new well for irrigation of 0.4 acres (0.02 CFS, 1.60 AFA) allowed under right 45-4201. The current authorized place of use (POU) and POD for this right are located at the LDS Oakley (Cassia) Stake Center (Church), on the north edge of Oakley. Applicant proposes to use a new well to be drilled on an adjacent parcel, owned by the applicant, just south and east of the existing well (approximately 300 ft).

According to the conditions on right 45-4201, the current authorized POD is shared with domestic right 45-10453, owned by Winslow Whiteley. Transfer occurs within the ESPA, but a model analysis was not required since the proposed POD occurs in the same model cell as the current authorized POD. Transfer occurs within the Oakley Kenyon CGWA and also within the jurisdiction of Water District 140; therefore watermaster comments will be solicited.

- **Authority to File:**
Applicant is listed as the current owner of right 45-4201. Application was signed by Terry F. Rudd, authorized agent for the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints. A Certificate of Authority signed by H. David Burton, the current Presiding Bishop, was provided with application authorizing Mr. Rudd to sign on behalf of the Corporation.
- **Water Right Validity:**
Right 45-4201 was partially decreed in the SRBA in May of 2005. The authorized POU appears to have been irrigated during the last five years so possible forfeiture does not appear to be an issue.
- **Injury to Other Water Rights:**
None anticipated. The application will be subject to public notice and protest.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated. The application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.

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.