

MEMORANDUM

Date: February 24, 2012
To: Transfer 77700
From: callen
Re: Comment/Analysis

This transfer proposes to re-arrange the place of use to include a new pivot and other irrigated land not covered by current water right. The water rights involved in this transfer are: 22-7230, 22-7103, 22-7069, 22-7661, and 22-7114. The points of diversion for the 18.94 cfs from ground water and Canyon Creek will remain the same, and the overall acreage under the water right will remain the same at 2725.4 acres.

As part of this transfer, the season of use for water rights involved were updated to the current standards for basin 22. Water rights 22-7230, 22-7103, and 22-7069 had a season of use of 4/01 to 11/01. This was updated to 4/01 to 10/31.

Authority to File:

Applicant has the authority to sign this transfer according to a 2010 Statement of Partnership Authority for Skyline Farms which is the owner of the water rights per IDWR and owner of property per Madison County taxlot data. Steveco Canyon Farms who is carrying the contract on the farm sale between Steveco Canyon Farms and Skyline Farms submitted a letter signed by Mike Stevens giving permission for the water to be moved as proposed on this transfer. Con Crapo, who is the president of skyline farms, signed the transfer application.

Validity:

Water rights 22-7230, 22-7069, and 22-7103 were decreed in 2008. 22-7144 was decreed in 2011. 22-7661 was licensed in 2011. 2009 aerial photography shows irrigation occurring on the portion of the property that was transferred to cover the new pivot. At this time forfeiture is not an issue.

Injury to Other Water Rights:

Groundwater rights are within the EPSA model boundary, but are not within a water district. The Canyon Creek rights are within water district 01. Points of diversion are not being changed with this transfer. No ESPA analysis required. This transfer was advertised and there were no protests. Watermaster was notified and does not oppose approval of this application. No injury issues identified. Only the place of use is changing.

Enlargement of Use: There are no apparent enlargement concerns.

Local Public Interest: No issues identified.

Beneficial Use / Conservation of Water Resources: No issues identified.

Review of the application finds there is not clear inconsistency with the criteria set forth in Section 42-222, Idaho Code.