

MEMORANDUM

Date: February 29, 2012
To: Transfer 77722
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion and place of use for a portion of water right 32-13207. This transfer also proposes to change the place of use for water right 31-11732. The rate of diversion to acre ratio under water right 31-11732 is lighter than desired. The applicants are seeking to increase the rate of diversion to acre ratio for the irrigation system under water right 31-11732. To accomplish this, transfers 77722 and 77721 were filed simultaneously proposing exchange 132.7 acres between water rights 31-11732 and 32-13207. The approval of transfers 77721 and 77722 will result in identical rate of diversion to acre ratios for each respective irrigation system. The applicants will be using an existing well.

Because water rights 32-13207 and 31-11732 are involved in two transfers that were filed simultaneously, they had to be pre-split and assigned to a transfer. Using the new split water right process water rights, 32-13207 and 31-11732 were split as followed:

31-11732 split into 31-11732 (transfer 77722) and 31-12271 (transfer 77721)
32-13207 split into 31-12272 (transfer 77722) and 32-13207 (transfer 77721)

This transfer resulted in a basin number change for the split portion of water right 32-13207. This basin number change occurred when water right 32-13207 was pre-split. The split portion of water right 32-13207 is described as water right 31-12272.

The summary page of this transfers (77722) approval document will show how water rights 31-11732 and 32-13207 were split.

Authority to File:

Applicants are the current owner of water rights per IDWR record and owner of property per Jefferson County taxlot data. Dave and Melissa Ward signed the application.

Validity:

Decreed in 2002. 2011 aerial photography shows land to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 110. Points of diversion are within adjacent model cells. No ESPA analysis required. This transfer was advertised and there were no protests. Watermaster does not oppose transfer. No injury issues identified.

Enlargement of Use: The applicants are seeking to increase the rate of diversion to acre ratio for their irrigation system under water right 31-11732. To accomplish this, the applicants are exchanging 132.7 acres of water right 31-11732 with 132.7 acres from water right 32-13207, which has a higher rate of diversion to acre ratio. The acre for acre exchange between these water rights does not create new water under the two existing water rights. The approval of transfer 77722 and 77721 will not result in an enlargement of water right. No enlargement issues identified.

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.