

MEMORANDUM

Date: July 18, 2011
To: Transfer 77342 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes utilizing three ground water rights 36-7877 (0.83 cfs); 36-7817 (1.1 cfs) and 36-16903 (3.11 cfs) for irrigation of 278.6 acres on a 307.6 acre permissible place of use. Water right 36-16903 was split from parent water right 36-16731 (3.92 cfs). The rights 36-16903 and 36-7817 will be moved to a new point of diversion at an existing well. Place of use is within the ESPA boundaries and Water District 130. A ground water model analysis is not required as the new point of diversion is located in the original cell and/or an adjacent cell of the Department's ESPA ground water model. Parent water right 36-16731 listed condition S17: Use of this right is combined with water from North Side Canal Co. Ltd; condition was dropped from child right 36-16903 as the canal shares had permanently been moved off the lands involved in this transfer in 1967 (see email correspondence from North Side Canal Company in file). Twenty nine acres included in the permissive place of use and not in the current place of use will be irrigated with North Side Canal Company water. The 278.6 acres covered in the place of use will only be irrigated with ground water from the rights listed above. Place of use is located 4.4 to 5.6 miles west and 1.0 to 1.8 miles north of Wendell. Point of diversion is located 4.9 miles west and 1.5 miles north of Wendell. Since the application only modifies the place of use, and since points of diversion are in the same or an adjacent groundwater model cell there is no anticipated hydrologic change, the transfer was processed, and can be approved, without advertising.

- **Authority to File:**
IDWR records indicate applicant owns all lands involved in the transfer. IDWR records also indicate the applicant is the current owner of the rights involved with the transfer.
- **Water Right Validity:**
Water right 36-7877 was decreed in the SRBA 8/18/2005. Water right 36-7817 was decreed in the SRBA 8/27/2001. Parent water right to 36-16903 (36-16731) was decreed in the SRBA 8/31/2001. Recent aerial and satellite photography indicate the property involved with this transfer appears irrigated.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **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.