

MEMORANDUM

TO: Transfer No. 77455

FROM: Kay Walker

DATE: August 17, 2011

RE: Evaluation of Application

The transfer proposes to add a 3rd well to a water right for a subdivision.

The site is located on the south side of Franklin Road, east side of Eagle Road, north of I-84 and west of Ravenswood Road.

Contact person for the applicant is Lori Graves of SPF Water Engineering, Water Rights Specialist, 300 E. Mallard Dr., Suite 350, Boise, ID, 83706, and phone: 383-4140.

Summary of Information Submitted

Authority to File:

Application appears to request a name change but cannot accomplish this since the law changed on July 1, of this year, that does not allow a name change without a Notice of Change in Water Right Ownership form. The applicants representative was notified that an ownership change form would be required and she stated that the applicant would like the name shown as on the water right record.

Water Right Validity:

Right presumed to be valid because the partial decree was issued within the past five year period, on February 16, 2007.

Injury to Other Water Rights:

No injury should occur. No additional water is requested, just an additional well to divert the water they have been decreed under this right.

Enlargement of Use:

No enlargement should occur. This proposal is for the same subdivision, no additional uses or homes to be included.

Local Public Interest:

It is within the public interest to allow an additional well to bring the water quantity up to the amount allowed under their decreed right.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

Data entry affected the correct record which reflects the partial decree issued in February of 2007.

Overlapping rights at existing &/or proposed POD &/or POU consist of domestic and stockwater rights, and domestic wells without any water rights for properties within the subdivision. There are no other water rights diverted from the wells used to supply water to the homes in the subdivision. Water is also available from the City of Meridian for this area, pursuant to place of use overlap review.

Summary

The application can be processed without being advertised since they are just adding a well to an existing system for domestic use within a subdivision. There was some question regarding the location of the existing wells and I was advised that both the existing wells are in the same well house on Lot 1, Blk. 3; the new well is located on Lot 2, Blk. 3, Greenhill Estates No. 3. The location of the existing wells was confirmed using the water right back file records.

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Condition 046 is not applicable since the well was completed prior to transfer processing.