

MEMORANDUM

Date: June 7, 2011
To: Transfer 77314 File
From: Nathan Erickson
Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes adding points of diversion to water rights 43-10090, 43-10091, 43-10092, 43-10093, 43-10094, 43-10095, 43-13070, and 43-13072. The transfer will also change the place of use on water rights 43-10090, 43-10091, 43-13070, and 43-13072. Water rights are used for stockwater, commercial, and domestic use, the place of use is located approximately 4.5 miles south of the intersection of Yale road and Interstate 86.

Webb Brothers Land and Livestock currently has a system of 5 wells that are all connected. Currently the wells provide water for stockwater and commercial use under water rights 43-13070 and 43-13072. The wells also provide water to 9 homes for domestic use, 6 of those homes are identified in water rights 43-10090, 43-10091, 43-10092, 43-10093, 43-10094, and 43-10095. It is proposed that the remaining 3 homes currently not on a water right be added to 43-10090 (most junior of the 6 water rights) and include in the combined use limit. All domestic uses covered by the six water rights are limited to a combined use limit of 13,000 gpd and 0.5 acres of irrigation.

Changes to the place of use are as follows:

43-10090 – POU will include the location of the 3 homes currently not identified on a water right.

43-10091 – POU was located incorrectly, change to POU will show actual location of home.

43-13070 and 43-13072 – POU will be updated to show the actual location of the stockwater and commercial use.

The water rights are located within the Raft River Critical Ground Water Management Area. The wells are located in the Raft River Ground Water District. Because one of the wells in the system was not previously listed on any of the water rights it is expected that the transfer will be advertised.

- **Authority to File:**
Webb Brothers Land and Livestock LLC (Transfer Applicant).
- **Water Right Validity:**
The rights involved in the transfer were decreed in the Snake River Basin Adjudication in 2002 and 2003. Review of aerial photography shows that the place of use is still active.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use 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.