

MEMORANDUM

Date: May 25, 2011
To: Transfer 77272 File
From: Nathan Erickson
Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes adding a point of diversion to water rights 43-2313A, etc. The owner Gary Harper drilled the well as a replacement well, however because the new well does not produce as much water as is allowed he would like to continue using the old well and add the new well as a new point of diversion to the water rights. The new well is located 5 feet west of the old well, it is requested that the maximum diversion rate for the new well will be 4 cfs. The new irrigation well is located approximately 5 1/2 miles north and 3/4 miles west of the City of Malta. The POD and POU are located within the Raft River Critical Ground Water Management Area. Due to the proximity of the new well to an existing well on the water right it is expected that the transfer will not be advertised.

- **Authority to File:**
The water rights are currently in the name of Gary B. Harper and Susan C. Harper (Transfer Applicant).
- **Water Right Validity:**
The rights involved in the transfer were decreed in the Snake River Basin Adjudication in 2002. Review of aerial photography shows that the place of use is still active.
- **Injury to Other Water Rights:**
None anticipated. New well is 5 feet west of old well.
- **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.