

MEMORANDUM

Date: March 23, 2011
To: Transfer 77033 File
From: Benny Walker
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes to create a 151 acre permissible place of use for better irrigation practices. The applicants propose to add two new pivots to the current system. The five water rights involved in this transfer are two from Cassia Creek water rights 43-13031 and 43-1303 and one from an Unnamed stream water right 43-7048 and two Groundwater rights 43-13041 and 43-13042 appurtenant to the existing farm. Three existing points of diversions will be used to divert 6.51 cfs to irrigate 151.0 acres. The farm is located approximately 1.5-2.1 miles south of the city of Malta.

The properties and points of diversions are located within Water District 43C therefore water master comments will be requested. Recommended no advertising process.

- **Authority to File:**
The applicants are listed as current owners of water rights 43-7048, 43-13031, 43-13032, 43-13041, and 43-13042. The application includes warranty and quitclaim deeds showing the applicant's ownership of the land involved with the transfer.
- **Water Right Validity:**
All rights (43-7048, 43-13031, 43-13032, 43-13041, and 43-13042) were decreed in the SRBA in 2002. Review of recent aerial photos indicates that the acres are being currently irrigated so forfeiture is not an issue.
- **Injury to Other Water Rights:**
None anticipated. Points of diversion are not changing.
- **Enlargement of Use:**
None anticipated. The rights involved within the permissible place of use are limited to a combined total of 151.0 acres allowed under the water rights.
- **Local Public Interest:**
No negative impact anticipated. No advertisement recommended.
- **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.