

MEMORANDUM

Date: March 04, 2011
To: Transfer 77056
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion for water rights 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950 and 35-13952, and the place of use for water rights 35-13932, 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950 and 35-13952. The applicant is seeking to bring in 132 acres from rights 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950 and 35-13952, and combine them with water right 35-13932 to irrigate 543.6 acres within a 640 acre PPU. The applicant will be using an existing well.

Authority to File:

Applicant is the current owner of water rights per IDWR record and Bingham County taxlot data. Rob Harris, who is the applicant's attorney, signed the application.

Water Right Validity:

Decreed in 2002. 2009 aerial photography shows the land under water right 35-13932 to be irrigated. Water rights 35-13934, 35-13936, 35-13938, 35-13940, 35-13942, 35-13950 and 35-13952 are appurtenant to land that has been in CRP. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. According to the applicants ESPA analysis, there are no impacts greater than 2.0 acre-feet/trimester or a ratio change greater than 10% at the ESPA reaches. IDWR conducted its own ESPA analysis for this transfer and concurs that no mitigation is required. This transfer was advertised and there were no protest. Watermaster does not oppose transfer. No injury issues identified.

Enlargement of Use:

No issues identified

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issue identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.