

MEMORANDUM

Date: February 14, 2011
To: Transfer 77057 File
From: Nathan Erickson
Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes moving the location of a well and correcting the place of use for irrigation water rights 45-2626 and 45-2374. The two rights are used to irrigate a farm located approximately 4.5 miles south and 3.5 miles east of Murtaugh. The existing wells are located within the current place of use. The proposed well will be located approximately 0.5 miles south of the current place of use. The change to the place of use will affect the distribution of irrigated acres among the 40 acre tracts that are currently listed on the water rights. The well and farm are located within the ESPA, Water District 140, and Artesian City CGWMA. The new well is located within the same Groundwater Model cell (R83, C33) as all other wells on the water right. Since the well is located within the same model cell, no model analysis or mitigation is required.

- **Authority to File:**
The water right is currently in the name of FED AGRIBUSINESS LLC.
- **Water Right Validity:**
The rights involved in the transfer were decreed in the Snake River Basin Adjudication in May 2005. Review of aerial photography shows that the place of use is still actively farmed.
- **Injury to Other Water Rights:**
None anticipated. The new location of the well is located within the same cell in the Groundwater Model as the existing wells and within the place of use of the rights involved with the transfer.
- **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.