

MEMORANDUM

TO: Transfer No. 76596 File

FROM: Steve Lester

DATE: September 15, 2010

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to add a second well to two rights. The project involves a housing and school facility in Hammett. The application is being expedited per request – public water supply with water quality issues plus deadlines based on funding.

Contact person for the applicant is consultant Terry Scanlan, SPF Water Engineering LLC. He replaces original SPF contact Jennifer Sukow (see cover letter).

Summary of Information Submitted

Authority to File: The rights are licensed to the Idaho Migrant Council. The council name was changed in 2006 to the applicant name as documented in application attachment #2a. This is confirmed by an IDSOS search for the original name. The applicant has authority to change the rights. Any approval should reflect the new name. This is consistent with Records Memo #9, page 8, item 2.4.

Water Right Validity: The rights were licensed in 1998. Additional information was received from the consultant 8/23/10 to confirm validity of the rights.

Injury to Other Water Rights: Adding a second well and using the original well for back up should not injure other rights.

Enlargement of Use: An enlargement is not proposed.

Local Public Interest: The application serves the public interest by enhancing the public water system for the migrant labor facility.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application, assuming validity of the rights is confirmed.

Discussion

SRBA is not applicable to these post-1987 rights. Data entry affected the correct records.

The site is outside the Mtn. Home GWMA but within the trust water boundary. However, trust water is not an issue for the transfer application.

The rights allow domestic and commercial uses during the irrigation season. The same wells are proposed for additional use in Application 61-12258, which proposes domestic use during the non-irrigation season for the facility to operate all year.

Assuming one or both applications are approved, IDWR will consult with IDEQ for well construction issues regarding the public water supply system. IDEQ comments are not needed during the water right application process.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Condition 046 would be needed for the new well.