

MEMORANDUM

TO: Transfer No. 76686 File

FROM: Steve Lester 

DATE: July 28, 2010

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to add a well and revise the POU to include minor acreage in an adjacent $\frac{1}{4}$ $\frac{1}{4}$. The new well is due to emergency problems with the old well. The POU boundary is a minor tweak for this subdivision lot that falls in two $\frac{1}{4}$ $\frac{1}{4}$ instead of one.

The site is in the Eagle Foothills just over a mile north of Beacon Light-Ballantyne intersection.

Summary of Information Submitted

- **Authority to File:** Applicants are the water right owners of record and can change their right.
- **Water Right Validity:** Right presumed to be valid because the partial decree was issued February 2007 within the past five year period.
- **Injury to Other Water Rights:** Adding a well and tweaking the POU boundary will not injure other right owners. The original well will be retained for backup use. The new well will not be significantly closer to other diversions than the old well is.
- **Enlargement of Use:** Enlargement is not proposed.
- **Local Public Interest:** Retaining a viable domestic and irrigation supply for this property serves the public interest.
- **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.

Discussion

The property does not have any POD or POU overlap. The site is about 1/8 mile outside of the shallow ground water at Star boundary. There is no need to verify the current water bearing zone for the old well (no log can be found) and the likely one for the new well. There are no known water controversies for this site. The proposed changes are minor. The old well is failing. These factors allow the application to be processed without legal notices.

The new well is being drilled under Tag D0058957.

Data entry affected the correct record, which is the migrated partial decree.

Summary

The application can be approved as reflected by the draft approval.