

MEMORANDUM

DATE: March 9, 2010
TO: Transfer 76116 File
FROM: Jeff Cooper
RE: Evaluation of Sufficiency of Information Submitted

Transfer #76116 proposes to change the place of use, points of diversion, and add points of diversion to the following rights: 45-2415 (292.9 acres and 4.72 cfs), 45-2674A (287 acres and 4.22 cfs), 45-2576 & 45-7363 (total of 436 acres and combined for 6.52 cfs); 45-2583, 45-2689, 45-7020, 45-7035, 45-7110, 45-7238, 45-7374, 45-10274, and 45-14175 (total of 2166.3 acres and combined for 20.23 cfs). These rights are currently served by eight wells and are used to irrigate ground on adjacent farms located approximately 0.2 to 2.2 miles S & 5.9 to 10.9 miles E of Murtaugh. Application proposes to create a permissible place of use (PPU) for the aforementioned rights by combining their current places of use and incorporating adjacent property owned by the applicant. This proposed PPU will be located approximately 0.2 to 2.7 miles S & 5.9 to 10.9 miles E of Murtaugh. Application also proposes joining the eight existing wells into a combined system. These eight wells are located at the following approximate distances from Murtaugh: 0.3 miles S & 8.4 miles E, 1.3 miles S & 8.9 miles E, 1.3 miles S & 9.0 miles E, 1.2 miles S & 9.0 miles E, 1.3 miles S & 10.3 miles E, 0.8 miles S & 9.8 miles E, 0.8 miles S & 10.9 miles E, and 0.6 miles S and 10.9 miles E. A new well is also proposed to be drilled approximately 0.2 miles S & 8.2 miles E of Murtaugh, and combined with the proposed eight-well system (for a total of nine wells). The proposed changes are within the ESPA, Water District 140, and the Oakley Fan CGWA. A mean center analysis of the proposed nine-well system was used to determine if the ESPA model analysis was appropriate and necessary. Based on this analysis, no additional analysis or modeling would be required.

- **Authority to File:**

The following water rights are currently owned by Farmland Reserve Inc.: 45-2415, 45-2576, 45-2583, 45-2674A, 45-2689, 45-7020, 45-7035, 45-7110, 45-7238, 45-7363, 45-7374, 45-10274, & 45-14175. Deeds were provided for property currently not covered by a water right owned by the applicant.

- **Water Right Validity:**

Rights 45-2415, 45-2576, 45-2674A, & 45-7363 were partially decreed in May, 2005, so forfeiture is not yet an issue. Rights 45-2583, 45-2689, 45-7020, 45-7035, 45-7110, 45-7238, 45-7374, 45-10274, & 45-14175 have been recommended in the SRBA for partial decree without any standing objections.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated. Rights will be limited in flow, volume, and acres as dictated by their current partial decree or recommendation. Additionally, the applicant will be required to submit a map as to where the acres shall be used within the proposed PPU. Any future changes to the map must also be submitted to the department.

- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use (Irrigation) 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.