

MEMORANDUM

Date: March 9, 2010
To: Transfer 76185 File
From: Jana Reeder
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes combining a groundwater right 45-11969 (1.29 cfs) with a surface water right 01-10443 (0.87 cfs) and creating a new 94.6 acre permissible place of use. The property (locally known as Frenchman's Island) is located approximately 1.4 – 1.7 mi. west and 0.2- 0.95 mi. north of the center of Declo. An existing well and river pump will divert up to 1.89 cfs for irrigation of the permissible place of use on the island.

The points of diversion and property involved with the transfer are located within the ESPA smooth model boundary but the points of diversion are not being changed so a model analysis is not necessary. However property is within jurisdiction of Water District 01 and Water District 140 therefore watermaster comments are required. It is recommended no advertisement and region approval.

- **Authority to File:**
The applicant has provided a warranty deed for the property and submitted consent letters from all previous owners dissolving their partnership in water rights 45-11969 and 01-10443.
- **Water Right Validity:**
Water rights 45-11969 and 01-10443 have been decreed in the SRBA court.
- **Injury to Other Water Rights:**
None anticipated. Points of diversion are not changing.
- **Enlargement of Use:**
None if appropriate conditions and limits are implemented.
- **Local Public Interest:**
Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses 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.