

MEMORANDUM

Date: March 10, 2010
To: Transfer 75910
From: dcarlson
Re: transfer evaluation

This transfer proposes to move ground water right 35-2172, for 145 acres, into a place of use created by transfer 74094, two new wells will be drilled. Water rights 35-13703, 35-13897 and 35-13898 from transfer 74094 will have their place of use changed and the old point of diversion will be changed and a second pod will be added.

After a meeting with the state office it was determined that 35-2172 will be considered a primary groundwater right in its current location.

The other GW rights and the new place of use are outside the service area of Aberdeen Springfield canal."

Authority to File:

Applicant is the owner of record as far as the Water right decrees. Applicant owns all the new land.

Water Right Validity:

Three water rights were transferred in 2009. 35-2172 is recommended in the SRBA.

Forfeiture is not an issue.

Injury to Other Water Rights:

Within the ESPA and in Water District 120. Watermaster gave his approval.

Water rights from transfer 74094, the point of diversion will be changed within the same ESPA cell and an additional well is added to the adjacent cell. No ESPA analysis needed. Recommendation 35-2172, the ESPA analysis shows the effects are under 10% of the total depletions to all reaches after the transfer.

Two reaches, Blackfoot to Neely and Neely to Minidoka were combined into one reach. IDWR has OK this.

Transfer will be advertised to determine any protests.

Enlargement of Use:

There is no evidence of enlargement of use. Acre limits carried forward.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issue identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.