

MEMORANDUM

Date: January 08, 2010
To: Transfer 76066
From: ameritt
Re: sufficiency memo

Transfer 76066 proposes to create a 260 acre permissible place of use under two pivots served by one existing well located approximately 4 miles north and 10 miles west of Rupert. The permissible place of use will include three water rights totaling 4.01 cfs / 1040 afa and irrigation of 260 acres. All three rights currently exist at or near the site. One right for irrigation of 12 acres was purchased from lands adjacent to the lands originally served by the well under the other two rights; 8 of these acres will be retained at the site in the permissible place of use; the other 4 acres is being moved pursuant to companion transfer 76028.

Authority to File:

The applicant is the present owner listed on the database for the rights involved in the transfer. The applicant has submitted deeds showing ownership of the lands involved in prior transfers. The tax lot layer shows the applicant as current owner. The applicant is registered to do business within the State of Idaho with the Secretary of State.

Water Right Validity:

The rights involved have been partially decreed in the SRBA. Forfeiture does not appear to be an issue based on review of aerial photography.

Injury to Other Water Rights:

None apparent.

Enlargement of Use:

There does not appear to be enlargement of use if the involved rights are conditioned appropriately to limit combined instantaneous diversion rate, number of acres irrigated seasonally, and overall volume.

Local Public Interest:

It is in the public interest to use irrigation rights in an efficient manner. This transfer allows flexibility in use of wells and on lands within the identified PPU.

Beneficial Use/Conservation of Water Resources:

Use of a combined well systems and within PPUs increases efficiency of use and conservation of water as well as energy.

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.

Other issues:

None identified.

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Re: Legal Notice Remarks

Transfer 76066 proposes to create a 260 acre permissible place of use under two pivots served by one existing well located approximately 4 miles north and 10 miles west of Rupert. The permissible place of use will include three water rights totaling 4.01 cfs / 1040 afa and irrigation of 260 acres. All three rights currently exist at or near the site. One right for irrigation of 12 acres was purchased from lands adjacent to the lands originally served by the well under the other two rights; 8 of these acres will be retained at the site in the permissible place of use; the other 4 acres is being moved pursuant to companion transfer 76028.