

MEMORANDUM

TO: Transfer No. 75211

FROM: Kay Walker

DATE: March 17, 2009

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to add a point of diversion to the water right.

The site is located north of Pioneer Road and east of W. 7th Street at Pioneer Elementary School.

Contact person for the applicant is the Weiser School District 431, James A. Reed, Superintendent, at 208-414-0616.

Deviations from Transfer Policy Standards

The transfer was completed in good form and not missing any information. The SRBA partially decreed this right with the point of diversion located to a 40 acre tract description and now the applicant proposes to add a second well to the same 40 acre tract. The GIS shape for the point of diversion was not accurately pinpointed for the SRBA recommendation. The transfer will accurately reflect the location of the two wells as identified on the map attached to application form.

Summary of Information Submitted

Authority to File: Applicant is the current water right holder.

Water Right Validity: Right presumed to be valid because the partial decree was issued on **10/20/2008**, within the past five year period.

Injury to Other Water Rights: No injury should occur. This water right has been used on the 4 acres since 1969.

Enlargement of Use: No enlargement should occur. The school district is surrounded by development and there would be no area for enlargement to occur.

Local Public Interest: It is within the public interest to allow the school to water the area used by the patrons of the school.

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

Data entry affected the correct record after I had Pam change the source table to show this right was now a water right rather than a recommendation in the SRBA. We pushed the record into water rights, updated the source table and have now data entered the transfer application based on SRBA partial decree.

SRBA status is completed. Partial decree issued 10/20/2008.

Overlapping rights at existing &/or proposed P/U are not existing. The school district states there are no other water rights used on the property, however, the property is within the boundaries of Weiser River Irrigation District which is noted on the SRBA recommendation.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Condition 046 is not applicable since a new well is not proposed. The application states that the school has been using two wells to irrigate the property with and that they had no idea when the second well was drilled and added to the system. Only one well log could be found for the school, dated 1967, within this area. If the school should apply for a well construction permit, they would need to abandon one of the existing wells and the new well may be considered a replacement.