

MEMORANDUM

Date: April 9, 2009
To: Transfer 75339 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes adding seven new wells to be drilled within the A & B Irrigation District system. Currently 12 water rights allow for the diversion of up to 1100.0 cfs from 188 wells located in Jerome and Minidoka Counties for the irrigation of up to 66,686.2 acres within the system. The seven new wells will be located approximately 14.25 miles west and 4.1 miles north of Rupert, approximately 12.15 miles west and 2.25 miles north of Rupert, approximately 12.15 miles west and 3.25 miles north of Rupert, approximately 2.0 miles west and 5.75 miles north of Rupert, approximately 0.6 miles west and 6.35 miles north of Rupert, approximately 0.6 miles west and 7.25 miles north of Rupert, and approximately 3.25 miles east and 7.85 miles north of Rupert. The seven new wells are being added to allow for the diversion of water from any of 195 authorized points of diversion to maintain the overall production capacity of the A & B Irrigation District system. All 12 of the rights involved with this transfer were subject to recently approved transfer # 72566 (approved March 16, 2006). Note that this transfer application (remarks section, third page of application) indicates that the proposed well(s) are intended to divert approximately 45.0 cfs. Since the filing fee for the application was based on this 45.0 cfs amount, a condition limiting the combined diversion from the seven new wells to 45.0 cfs needs to be implemented. The seven new wells are located within the ESPA and Water District 130 and are all located within the same, or an adjacent, groundwater model cell as an existing A & B Irrigation District irrigation well so a groundwater model analysis is not required. The transfer application also proposes to correct the legal description of two existing points of diversion on the twelve rights (see 3/5/2009 letter from United States Bureau of Reclamation). Note that this is not an actual physical change, but rather a correction of the listed legal description.

- **Authority to File:**
The applicant is listed as the present owner on the rights involved with the transfer. The United States Bureau of Reclamation is listed as the current owner on the rights involved with the transfer. The application includes a copy of a letter from the United States Bureau of Reclamation consenting to the transfer.
- **Water Right Validity:**
Rights involved with the transfer were decreed in the SRBA. Recent aerial photography indicates that the rights involved with the transfer appear to have been used.
- **Injury to Other Water Rights:**
None anticipated. The seven new wells are all located within the same, or an adjacent, groundwater model cell as an existing A & B Irrigation District irrigation well so a groundwater model analysis is not required.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated. Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use 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.