

MEMORANDUM

TO: Transfer No. 74082
FROM: Kay Walker 
DATE: September 19, 2008
RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to add a well to a property previously irrigated by a well on neighbor's property. Applicant wishes to have his own well and not share the well owned by neighbor.

The site is located about 1/2 miles NW of the intersection of Eagle and Beacon Light Roads, in Eagle Idaho.

Contact person for the applicant is the applicant. There is no indication of an authorized agent acting on applicant's behalf.

Deviations from Transfer Policy Standards

In initial review of the application it was determined that a second signature was required. The application is filed in two names and we have only 1 signature so I left a voice message on applicant's phone to have Myrna A. Lamb come into the office to put her signature on form. Myrna A Lamb came in to the office and signed off on form.

Summary of Information Submitted

Authority to File: Applicant's are current right holders.

Water Right Validity: Right presumed to be valid because the partial decree was issued on February 16, 2007, within the past five years.

Injury to Other Water Rights: No injury should occur. The land has always been irrigated from a well within this 40-acre tract description.

Enlargement of Use: No enlargement should occur. Just adding a well on property owned by applicant instead of utilizing neighbor's well.

Local Public Interest: It is within the public interest to allow a property owner to drill a well on their own property if they wish to do so.

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.

Additional Information &/or Analysis

In discussion with Mr. Lamb there are no Capital View Irrigation shares on this property even though the recommendation GIS shape files indicate they are within the boundaries of that organization.

Watermaster comments are not applicable for this proposed well.

Discussion

Data entry affected the correct record if data entry occurs on partial decree. Water right records have been updated to reflect decree.

Overlapping rights at existing &/or proposed P/U do not exist. This is the only right used for the irrigation of the property.

Mitigation is not necessary. This land has always been irrigated from a well within this 40 acre tract description. Development of a new well for this land will not enlarge the original license issued in

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 applicable since a new well will be drilled to allow irrigation of applicant's property from their own well.