

MEMORANDUM

TO: Transfer No. 73791

FROM: Kay Walker 

DATE: March 11, 2008

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to change the point of diversion from a shallow pond (ground water) to the location of an existing well located in SESE, S14, T6N, R2W. The existing well was developed for irrigation purposes in 1965 (per claim submitted in Payette River Basin Adjudication) but was then abandoned when pond filled with water and was easier to access than the well. Pursuant to phone conversation with applicants representative the well is in disrepair and will need to have either a new pump or possibly an entire replacement well before use.

The site is located southwest of Emmett and is known as the Emmett Airport and Golf Course on topographical map.

Contact person for the applicant is Chris Duncan, Holladay Engineering Co., P.O. Box 235, Payette, Idaho, and can be reached at 208-642-3304.

Deviations from Transfer Policy Standards

Applicant failed to insert township, range, and section description on item B5 on form but since there are no place of use changes intended this information does not impact our processing of the form.

Applicant failed to complete items 9 and 10, part 2, of application form. In regard to item 9, a call was made to applicants representative to determine if Last Chance Canal Company shares are held by applicant. Representative stated there were no canal shares used on this land. Pursuant to review of previous records contained in IDWR files there is no canal company water utilized. In regard to item 10, the sister Transfer No. 73790 states the property has not undergone a period of non-use. Since the two transfers are for the same development (Emmett Airport and Golf Course) I don't see a need to hold up processing of the application for this item.

Summary of Information Submitted

Authority to File: Applicant is same as owner of permit, license and subsequent decree issued by SRBA Court in 2002.

Water Right Validity: This right was decreed in July, 2002. Irrigation was apparent on 2004 aerial photography. The land appeared somewhat drier on 2006 aerial photo. Transfer application submitted in May of 2007. Pursuant to review of aerial photos there has not been a 5-year period of non-use of water on this property.

Injury to Other Water Rights: There are no overlaps (except 65-12182 – See Transfer 73790) at the existing point of diversion. I found one other ground water right for the City at the proposed point of diversion which is for a domestic use. Pursuant to IDWR records and phone conversation with applicants representative there are no other water rights used for irrigation purposes at this location.

Enlargement of Use: The applicant does not propose to enlarge the existing use.

Local Public Interest: The local public interest is served by allowing the applicant to utilize the proposed well for the existing use of irrigation at Emmett Golf Course and Airport.

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 once we pulled the partial decree and updated it to the water right records.

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 should be applied since existing well is in disrepair and may need to be replaced and/or modified before use.