

MEMORANDUM

Date: February 20, 2007
To: Transfer 73065 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Application proposes adding an existing well as an authorized point of diversion for two ground water rights, 45-2174B and 45-13432, that provide water to an existing dairy operation located approximately 5.9 miles south and 0.8 miles east of Murtaugh. The existing well to be added is located approximately 5.2 miles south and 0.6 miles east of Murtaugh and is currently listed as a point of diversion on irrigation rights 45-2174A, 45-2633, 45-12432, 45-2671, 45-12878 and 45-13431. The transfer proposes deleting this particular well (located in SWSESE of Section 31, T11S, R 20E) as an irrigation well on rights 45-2174A, 45-2633, 45-12432, 45-2671, 45-12878 and 45-13431 per a discussion with the applicant (converts irrigation well to dairy well). The recorded place of use for the two existing dairy water rights, 45-2174B and 45-13432, will also be changed to more accurately reflect the actual locations of use. The application also proposes converting a 14.0-acre portion of groundwater irrigation right, 45-13431, appurtenant to the dairy site, to stock water and commercial use to provide additional water for the dairy operation. The dairy wells are located outside the ESPA smooth model boundary area, but are located within the Artesian City CGWA and within recently created Water District 140.

- **Authority to File:**
The applicants are listed as the current owners of the rights being transferred according to IDWR records.
- **Water Right Validity:**
The rights involved with the transfer have been decreed in the SRBA.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated. The irrigation to stock water and commercial use conversion is based on an IR value (2.49 afa per acre for winter wheat in the Twin Falls area) for the acres being dried up (per previously approved transfer # 69824). Basing the conversion on an IR value, rather than the allowable diversion volume actually results in an overall reduction in total allowable diversion volume if the transfer is approved as proposed.
- **Local Public Interest:**
Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses 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.