

MEMORANDUM

Date: June 6, 2005
To: Transfer 72018 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes converting a 22-acre portion of four ground water irrigation rights (Phillips rights) to stockwater and commercial use to provide more water for an existing dairy operation located approximately 1.3 miles west and 0.4 miles north of the Highway 27 / Interstate 84 intersection (exit 208) at the north edge of Burley. The 22-acre portion of the four ground water rights are currently appurtenant to a farm located approximately 7.55 miles west and 9.75 miles north of the Highway 27 / Interstate 84 intersection. An existing well and a new well to be drilled are proposed to provide water for the dairy operation. Water right 36-7717 currently serves the existing dairy operation, but will be modified by the transfer to allow for the new well as an additional point of diversion. The rights involved with the transfer are located in water district 130 and within the ESPA. The applicants consultant has submitted a mitigation plan, after analyzing the transfer using the Groundwater Model, to allow for the moving of the four irrigation rights to the dairy. The dairy site is located within the Magic Valley Groundwater District.

- **Authority to File:**
The application includes documents showing that the applicant is purchasing the four groundwater irrigation rights, and that he and his wife own the right and property at the existing dairy site.
- **Water Right Validity:**
The base rights for the transfer have all been decreed in the SRBA, except for right 36-16335, which has been reported to the SRBA court and is awaiting final decree.
- **Injury to Other Water Rights:**
None anticipated. Application includes mitigation plan addressing impacts on Snake River.
- **Enlargement of Use:**
Transfer proposes drying up 22 acres of irrigation served by four rights (potential annual diversion volume of up to 88.0 ac-ft) in order to divert a maximum of 57.2 acre feet per year at the dairy site. Transfer results in a reduction of total allowable diversion volume.
- **Local Public Interest:**
No negative impacts anticipated.
- **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.