

M E M O R A N D U M

Date: August 29, 2005
To: Transfer 69309
From: Allen Merritt
Re: Recommendation

This transfer was processed in parallel with State Office staff. The application was advertised without protest. The transfer moves supplemental water used for irrigation to use at an existing dairy. The review of the supplemental use set a historical limit on use that could be transferred as long as no expansion of irrigated lands occurred. To assure this the applicant was required to maintain control of canal shares at the dairy site instead of where the irrigation right originates since the applicant does not own that land.

Review of the partial decrees for D&S rights at the dairy was confusing so I conducted a field review at the dairy site to determine how these rights relate. I met with Joe Avelar and he explained the system and the development of the various wells. Based on this investigation I updated the SDE layers for these rights (47-14333, 47-14334 and 47-14335). Currently two wells (1970 and 1990 wells) are hooked together for use in the dairy. I understand that once this transfer is approved to place this water into the 1990 well that another transfer will be filed to tie the wells together into a common system. The 1993 well may also be tied in. License 47-8241 describes all stockwater and commercial use at the dairy at the time of licensing in 1996 so the D&S rights provide no additional water for these uses. They only provide additional water for the domestic uses. The attached map was created based on my findings of the field visit.

I recommend approval of this transfer as drafted this day 8/29/2005.

Avelar Dairy



ADM
8/26/2005

-  Avelar wells.shp
-  Twin Falls taxlots
-  GCDB10S14E GCDB