

MEMORANDUM

Date: March 15, 2005
To: Transfer 71528
From: rwarner
Re: Transfer Comments

This transfer proposes to add one new point of diversion and change the place of use by creating a permissible place of use (PPU). Idaho Supreme Potatoes, Inc. planted a row of trees for a windbreak to an existing land application site. The land application devices do not provide adequate water to supply the trees and have since been using an existing monitoring well to provide the drip irrigation water for the trees. The irrigation system is manifolded together with water right 27-7446 and would be more efficiently used under a PPU. The additional point of diversion is within the same cell of the ESPA ground water mode.

Authority to File:

Applicant has provided a copy of 2004 tax assessments and copy of a contract with one landowner that they lease property from upon which industrial waters are applied.

Water Right Validity:

The water right is a licensed right.

Injury to Other Water Rights:

Water rights are to be included in Water District 120 in the near future. Comments have been solicited from this entity and have been returned with no opposition. Transfer will also be advertised in local newspaper.

Enlargement of Use:

There is no evidence of enlargement of use.

Local Public Interest:

This transfer appears to not conflict with local public interest. It will be advertised to determine otherwise.

Beneficial Use / Conservation of Water Resources:

Transfer will provide for waters to irrigated lands in a manner consistent with state laws.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.