

MEMORANDUM

Date: March 25, 2005
To: Transfer 71838 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes modifying water rights used to supply water to a system that supplies water for a calf raising operation and domestic residences. A 0.11 cfs and 5.5 acre portion of two overlapping irrigation rights currently appurtenant to land approximately 15.25 miles north and 6.0 miles east of Malta, will be changed to stock water and commercial use to be used for expansion of the calf raising operation. Two existing wells located on the site of the calf raising operation (land approximately 13.25 - 14.0 miles north and 5.6 - 5.75 miles east of Malta) will serve as the points of diversion for the system. In addition, two existing decreed domestic water rights currently appurtenant to the site of the calf raising operation will be modified to reflect both existing wells as authorized diversion points and the entire calf raising operation site as the authorized place of use. The existing well identified in the SENESE of Section 35 was GPSed by well drilling staff as being very close to the south edge of the NESE. In fact the GPS point actually plots about 7.5 feet across the line into the SESE. However, due to the accuracy limits of the GPS reading, and data layers in Arcview, well drilling staff is identifying the location of the well in the SENESE, even though the data point is actually barely in the NESESE. In order to keep Department records consistent, the well location will be described as the SENESE on the water rights after the transfer, and the SDE data point will reflect the well drilling data point (just inside the NESESE). Also note that the application describes the same homes on each of the domestic rights and they have a combined 13,000-gpd limitation between the two rights.

- **Authority to File:**
IDWR records show the applicant as the current owner of the right involved with the transfer. The applicant has also provided tax notices showing ownership of the calf operation property.
- **Water Right Validity:**
The base rights for the transfer have all been decreed in the SRBA.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated. The applicant has provided proof that irrigated pasture was grown on the 5.5 acres being dried up (2.68 ac-ft/acre for Malta area).
- **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.