

MEMORANDUM

Date: May 21, 2015
To: Transfer 79996
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 79996 for water rights 11-7007 and 11-2119 proposes to update the ownership and create a permissible place of use.

Authority to file:

Water right 11-7007 is currently in the name of James E Saxton, water right 11-2119 is currently in the name of Eugene C Saxton. The transfer application contains warranty deeds from the existing owners to Mikel & June Saxton. At some point the PLS &/or Taxlot GIS files were corrected, causing the existing POU shape file to overlay adjacent property. Using the backfile for these water rights it is apparent that the water has always been used on the Saxton Farm and was never used on adjacent tax lots. There are three small portions of the water rights that overlap property owned by Terry Saxton, Bobbi Saxton and James Saxton. The transfer application contains releases from each of these individuals for the overlapping portion of the rights.

Validity of the Water Right:

Water right 11-7007 was licensed on October 6, 1971, water right 11-2119 was licensed on 08/7/1962. Aerial photography shows consistent irrigation. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No injury to other water rights was identified. The application was advertised, no protests were received. The water master for WD11F was notified of the transfer and did not provide comments.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

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