

MEMORANDUM

Date: August 12, 2014
To: Transfer 79435
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 79435 for water right 74-2047L proposes to rearrange the place of use. This place of use correction serves two purposes, one is to move cattle out of the riparian area of Kirtley Creek and two to try and resolve protests to water application 74-16010.

Authority to file:

The water right is currently in the name of Kester L and Mona J Cockrell. The current place of use is in the name of Kester Cockrell and Lamar Cockrell and Sons. The application was signed by Orie Cockrell a representative of Lamar Cockrell and Sons, who has signature authority for the company.

Validity of the Water Right:

Water rights 74-2047L was decreed on March 20, 2008. 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 WD74b was notified of the transfer and did not provide comments. On August 25th, the water master for WD74 was contacted by telephone to discuss this transfer. Mr. Sager did not have any concerns regarding this transfer.

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.