

MEMORANDUM

Date: January 9, 2014
To: Transfer 79036
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion for water rights 74-279B, 74-406B and 74-407B. This transfer also proposes to add a point of injection and point of re-diversion for water right 74-407B. Department record lists the point of diversion for water rights 74-279B, 74-406B in the SWSW of 16N, 24E, Section 15 and the point of diversion for water right 74-407B in the SENW of 15N, 24E, Section 6, which is in error. The point of diversion for water rights 74-279B and 74-406B is located in the NENW of 16N, 24E, Section 22. The point of diversion for water right 74-407B is located in the NWSW of 15N, 24E, Section 6. The applicant filed this transfer seeking to correct the point of diversion legal descriptions for water rights 74-279B, 74-406B and 74-407B. The applicant also seeks to add (clarify) a point of injection and point of re-diversion to water right 74-407B. The partial decree did not include a point of injection or point of re-diversion on water right 74-407B. The applicant requests that a point of injection and a point of re-diversion be included on the water right. Since this transfer is to correct an error in the department's records for water rights 74-279B, 74-406B and 74-407B the department will only require a \$200.00 filing fee.

Authority to File:

The applicant is the current owner of water rights per IDWR record. The US Forest Service owns the property at the point of diversion. The physical points of diversion are not changing.

Water Right Validity:

Water rights were decreed in 2007. Aerial photography from 2011 shows land to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Within WD 74Q. No physical changes to points of diversion. This transfer will be processed with no advertisement. The applicant and John Amonson who is the watermaster for 74Q have water rights that are diverted through the same point of diversion and ditch. John Amonson filed application for transfer 78996 correcting the point of diversion legal description for his water rights. Transfer 78996 was approved in December, 2013. There are other water rights diverted through the same point of diversion and ditch. Similar transfers will be filed to correct the point of diversion legal description on those water rights. The watermaster assisted the applicant in filing this application and does not oppose the transfer.

No injury issues identified.

Enlargement of Use:

No issues identified.

Local Public interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

No issues identified.

Effect on Economy the Local Area:
No issues identified.

Effect on Agricultural Base of the Local Area:
No issues identified.

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.