

MEMORANDUM

Date: October 25, 2012
To: Transfer 78143
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 78143 for water right 34-14372, proposes to change the place of use, and point of diversion.

Water right 34-14327 is the parent water right. This water right was sold to three individuals in four portions. In preparation to transfer these four portions, 34-14327 was split into four separate rights. 34-14372, 34-14373, 34-14374 & 34-14375 were split off the parent water right in the proportions indicated on four transfer applications; ownership information was not changed during the split. During the split the overall diversion rate and the acres under irrigation were not increased.

Authority to file:

Water right 34-14327 (34-14372) is currently in the name of Western Frontier LTD. The current place of use is in the name of John Glassburn and Tami Watson. The transfer application contained several quit claim deeds. Tami Watson released her interest to John Glassburn. John Glassburn released his interest to Terri and Steve Pritchett. Mr. & Mrs. Pritchett are the registered agents of Western Frontier LTD.

The proposed place of use and point of diversion is owned by Jeanie & Ross Lenroot. There was not an ownership change processed in this application. The transfer application contained a Water Right Purchase and Sale Agreement which will not be complete until after the approval of this transfer. Once this transfer is approved, Mr. & Mrs. Lenroot will complete the necessary ownership change. There is no lien-holder on the water right.

Validity of the Water Right:

Water right 34-14327 was decreed on September 5, 1961. Aerial photography does not show consistent irrigation. The transfer application contained affidavits from John Glassburn, Henry Adema and James Ippolito stating that these individuals used water right 34-14327 in its entirety within the last five years. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No injury to other water rights was identified. The application contained an ESPA analysis which indicated that there would be no injury to other water rights. The application was advertised, no protests were received. The watermaster for WD34 does not oppose the 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.