

MEMORANDUM

Date: October 22, 2012
To: Transfer 78210
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the place of use for water right 35-2713. The applicant is seeking to rearrange the place of use under water right 35-2713 to cover additional land located in the NENE of 05S, 31E, Section 6 that is being irrigated without a water right. This transfer is being filed in a response to a potential NOV letter issued by the department in July, 2012. The point of diversion will remain the same

Authority to File:

The applicant is the current owner of water right 35-2713 per IDWR record and owner of proposed place of use per Bingham County taxlot data (updated 5/17/2012).

Water Right Validity:

Decreed in 2002. 2011 aerial photography shows irrigation occurring under two center pivots. Portion of the water rights appurtenant to the pivot corners have been leased to the WSB. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. No point of diversion change. There is no evidence of injury or change in water source. This transfer will not be advertised. Watermaster does not oppose transfer.

Enlargement of Use:

No issues identified

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issue 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 application.