

MEMORANDUM

Date: May 25, 2012
To: Transfer 77787
From: kmathews
Re: Transfer Evaluation

Transfer No. 77787 for water right no. 29-2459B, 29-7386, 29-13974, 29-13979 and 29-13980 proposes to add a point of diversion and update the ownership on all of the water rights.

Authority to file:

Some of the water rights are currently in the name of James and Beverly Rogers, others are in the name of Oregon Trail Broadcasting, and the proper documentation was submitted with the amended application, establishing the new ownership. The place of use is owned by Intermountain West, and the application was signed by the applicants attorney.

Validity of the Water Right:

All of the water rights have been decreed. Forfeiture does not appear to be a concern.

Injury to Other Water Rights:

No injury to other water rights was identified. An ESPA analysis was not conducted as part of this transfer due to the fact that the movement of the Points of Diversion occurred within the same model cells and therefore was not required.

Enlargement of Use:

No issues identified.

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.