

MEMORANDUM

Date: April 30, 2012
To: Transfer 77840
From: jcefalo
Re: evaluation memo

The purpose of this transfer is to correct the location of the POD listed on the water right. The water right was decreed in the SRBA with the POD in SWNE of Section 8, T8N R23E; but the POD is actually located and has always been located in the SENE of Section 8. No physical change will occur from this transfer. The transfer simply corrects the water right database to reflect the correct, historic location of the ditch.

POD is on Forest Service property. BLM has asked the applicant to correct the point of diversion with the intent of using the existing ditch for new stockwater filings. BLM notified the Lundys of the error in the SRBA partial decree. POD error must be corrected before BLM files its stockwater applications.

Source is Lone Cedar Creek which does not connect to the Big Lost River for most of the summer. There are no other water rights on Lone Cedar Creek except for de minimus stockwater rights.

Authority to File:

Applicant is the current owner of the water right. They recently submitted an ownership change that was completed.

Water Right Validity

Water Right 34-2144 was decreed in the SRBA on 12/14/2001. In the 2008 Landsat photos, the property appears to have been irrigated. Forfeiture is not an issue.

Injury to Other Water Rights

No injury is possible because no physical change is anticipated. Only change will be to the water right record. Watermaster gave his approval. Not advertised. No hydrologic change.

Enlargement of Use

No increase will result from this transfer.

Local Public Interest

No negative impacts anticipated.

Beneficial Use/Conservation of Water Resources

No issue 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.