

## MEMORANDUM

**Date:** March 26, 2012  
**To:** Transfer 77815  
**From:** kraymond  
**Re:** Transfer Evaluation

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Transfer 77815 proposes to change the place of use for water rights 34-7098A, 34-2347, 34-2348A, 34-2441A, 34-7013A, 34-7013B, 34-2348B, 34-2441B, 34-7098B, 34-314, 34-405, 34-2447A, and 34-1093A. In February 2012, IDWR conducted an investigation of irrigated lands within the Big Lost River basin using 2011 aerial photography and determined that the applicant was irrigating acres which were not covered by a water right. The applicant is seeking to change the place of use for the above water rights to cover the ground that is currently being irrigated to prevent a possible notice of violation. There will be no change to points of diversion for the above water rights.

### Authority to File:

There was a change of ownership that was processed during this transfer on water rights 34-7098A, 34-2438A, 34-2441A, 34-7013A, and 34-2347. The proper warranty deeds and tax assessments were provided with the application for transfer. The applicant is the owner of the remainder of the rights per IDWR record. The applicant is the owner of the proposed POU and current tax assessments were provided.

### Water Right Validity:

All rights were decreed in 2001 or 2002. Based on 2011 aerial photography 785 acres are currently being irrigated therefore forfeiture is not an issue.

### Injury to Other Water Rights:

The POU for the proposed transfer is located within water district 34 and inside the ESPA. There are not any point of diversion changes proposed in this transfer therefore an ESPA model analysis is not required. The watermaster does not oppose this transfer. This is a non-advertised transfer because no point of diversion change is proposed. 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.