

MEMORANDUM

Date: July 27, 2011
To: Transfer 77374
From: kmathews
Re: Transfer approval

This transfer proposes to change the place of use, the nature of use and the period of use for a portion of water rights 75-7067 and 75-4043. The applicant is seeking to build a three tier pond for Recreation, Wildlife, Aesthetic and Fire Protection purposes. This transfer will result in drying up 4.3 acres of irrigation to cover the diversion to storage and evaporation for the pond. Irrigation for these water rights will be limited to a total of 6.1 acres for irrigation purposes. The applicant will be using existing points of diversions described under rights 75-7067 and 75-4043. Prior to transfer, water rights overlapped by 1.1 acres. Water rights will still have a 1.1 acre overlap after transfer is completed.

Water right 75-4043 was decreed in 2008 and 75-7067 was decreed in 2010. Forfeiture is not an issue.

Authority to File:

The applicants are the current owners of water rights per IDWR record. According to Lemhi County taxlot data (updated in June 28, 2010), the applicant is the owner of the place of use.

Injury to Other Water Rights:

The transfer was advertised and there are no protests. Not within a water district. No injury issues were identified.

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 application.