

MEMORANDUM

Date: April 22, 2011
To: Transfer 77037
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the place of use for water rights 73-1011A, 73-4098A, 73-7121 and 73-10112. BP Bar Ranch, Inc. is working in cooperation with the Custer Soil and Water Conservation District on a project to improve their irrigation practices by installing two small irrigation pivots and one larger half circle pivot. The applicants are seeking to rearrange the place of use for their water rights to accommodate new pivots. The points of diversion will remain the same.

Authority to File:

Applicants are the current owner of water rights 73-1011A, 73-4098A, and 73-7121 per IDWR record and Lemhi County taxlot data (updated 6/2010). Applicant is the current owner of 55 acres under water right 73-10112 per warranty deed. An ownership change for 55 acres of water right 73-10112 is involved in this transfer. William Coleman who is authorized to sign on BP Bar Ranch, Inc., signed the application.

Water Right Validity:

Rights 73-1011A, 73-4098A and 73-10112 were decreed in 2010. Aerial photography shows the land under ground water right 73-7121 to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Rights 73-1011A, 73-4098A and 73-10112 are within WD 73. Ground water right 73-7121 is not regulated by a water master. No point of diversion change. Applicants seek to change the place of use only. 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:

Ground water right 73-7121 and Morgan Creek water right 73-10112 partially overlap each other. A combined acre limit condition will be placed on these rights limiting them to the irrigation of 107.0 acres. There is no evidence of enlargement of use.

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.