

## MEMORANDUM

**Date:** April 05, 2011  
**To:** Transfer 77026  
**From:** jcefalo  
**Re:** Evaluation Memo

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This transfer proposes to change the point of diversion for a single water right. Water right 29-13990 was created as the result of a recent split of 29-2482. The applicant, Adam Carter, purchased a portion of the POU under right 29-2482. The split was approved in December 2010. Applicant now seeks to drill a new well on the purchased portion of the property. There will be no change to the designated POU.

**Authority to File:**

Applicant is the owner of record as the result of an ownership change approved in December 2010. As part of the ownership change, applicant provided a copy of a 2010 warranty deed showing the property was conveyed from Leland Armstrong to Adam Carter.

**Water Right Validity:**

This water right was decreed in the SRBA in 2004. 2006 and 2009 aerial photography show that the POU is irrigated. Forfeiture is not an issue.

**Injury to Other Water Rights:**

Applicant states that there are no other sources of water appurtenant to the POU. Not within a water district. Transfer was advertised; no protests were filed. Water right is not within ESPA model area.

**Enlargement of Use:**

There is no evidence of enlargement.

**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.