

MEMORANDUM

Date: December 20, 2010
To: Transfer 76061
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion for water rights 27-12B and 27-12136. Applicants are seeking to change the point of diversion from the Stevens Ditch to a point of diversion downstream on the Blackfoot river located on their property. The place of use will remain the same. Currently these water rights are in the SRBA process and are held up by objections from the Shoshone-Bannock Tribes. The objections by the Shoshone-Bannock Tribes, however, are separate and distinct from the purpose of the transfer. Thus, this transfer can be processed and approved.

Authority to File:

Applicants are the current owner of water rights per IDWR record. La Verelle Stecklein signed the application.

Water Right Validity:

Water rights are pending in the SRBA court. 2006 aerial photo show land to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Within WD 27. Watermaster does not oppose transfer. This transfer was advertised and there were no protests received by the department.
No issues identified.

Enlargement of Use:

No issue identified

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.