

MEMORANDUM

Date: December 01, 2010
To: Transfer 76887
From: dkidman
Re: Transfer Approval

The purpose for this transfer is to change the licensed POU from T11N R35E SEC 32 NW ¼ TO THE SW ¼. The applicant wants to take advantage of a gravity flow delivery system changing the POU will increase the beneficial use efficiency. The SW ¼ was purchased by Brion Egan from Angielen Properties, LLC on September 14, 2010.

Authority to File:

Applicant is the current owner of the water rights. The applicant has provided warranty deeds as proof of ownership. The county tax lot information still shows Angielen Properties, LLC however that record was updated on January 26, 2010. The applicant purchased the property on September 14, 2010.

Water Right Validity

Water right 32-7098 was licensed on September 24, 2010. There is a lien on the POU for which the applicant has supplied an official letter from the lien holder approving the transfer. Forfeiture is not an issue since beneficial use field report was done on August 9, 2007. The licensing review memo contains delivery data for this right.

Injury to Other Water Rights

The Department will request Watermaster comments concerning this transfer.

Enlargement of Use

No apparent increase will result from this transfer.

Local Public Interest

No negative impacts anticipated

Beneficial Use/Conservation of Water Resources

No issue identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho code preventing processing of this application.