

MEMORANDUM

Date: October 07, 2010
To: Transfer 76709
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion and accomplish an ownership change for water right 25-14271. The Quail Ridge Estates Subdivision and McDaniel Subdivision was developed on land associated with water right 25-2151 and 25-7021. The applicants own lot 8, block 2 within the McDaniel Subdivision, which is appurtenant to a portion (1.1 acres) of water right 25-2151. The applicants are seeking to change the point of diversion to their property where they have an existing well and change the ownership to a portion (1.1 acres) of water right 25-2151.

This is one of several transfers and ownership changes that have been filed by Quail Ridge Estates Subdivision and McDaniel Subdivision lot owners to change the point of diversion and change the ownership for a portion of water right 25-2151. By the time this application for transfer was submitted to the department, 25-14266 was the current active water right. Water right 25-14266 was pre-split into 25-14270 and 25-14271. Pre-splitting the water right prior to the transfer will allow for other transfer applications and ownership changes to be filed and processed at the same time.

Applicants were notified that they need to pay for a well upgrade.

Authority to File:

Applicants submitted a trail of deeds proving they own 1.1 acres of right 25-2151.

Water Right Validity:

Right 25-2151 was decreed in September, 2005. Forfeiture is not an issue.

Injury to Other Water Rights:

This water right is neither within a water district nor groundwater district. The point of diversion change is moving north approximately .5 miles. This point of diversion change is within adjacent ESPA model cells. No ESPA analysis required. There is no evidence of injury or change in water source. Will process as a non- advertised transfer.

Enlargement of Use:

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.