

MEMORANDUM

Date: October 6, 2008
To: Transfer 75155 File
From: Jeanie Robertson
Re: Evaluation of Sufficiency of Information Submitted

This transfer proposes to split right 36-7228 for fish propagation into two separate rights for fish propagation. Kenny Crist, owner of the original right, will retain ownership of the remainder portion of 4 cfs for an existing pond in the SWSE of Section 16 and will share the other 2 cfs with Richard Holt for two ponds in the SESE of Section 16, one existing for Crist and a new one to be constructed for Holt. They will both use the same water for fish propagation. It will flow through the Crist pond and then into the Holt pond. Two springs (Tucker and unnamed) empty into the Big Bend ditch in Section 36 and are rediverted to the properties in Section 16. Location of the diversion into the Big Bend Ditch is approximately 2-3/4 miles south and 1-1/4 miles east of Hagerman. The re-diversion from the Big Bend Ditch to the place of use is located approximately 1-1/2 miles due west of Hagerman. Proposed use is within ~~WD 130~~ so Water Master comments will be needed. ** Big Bend Ditch Company. 36-A*

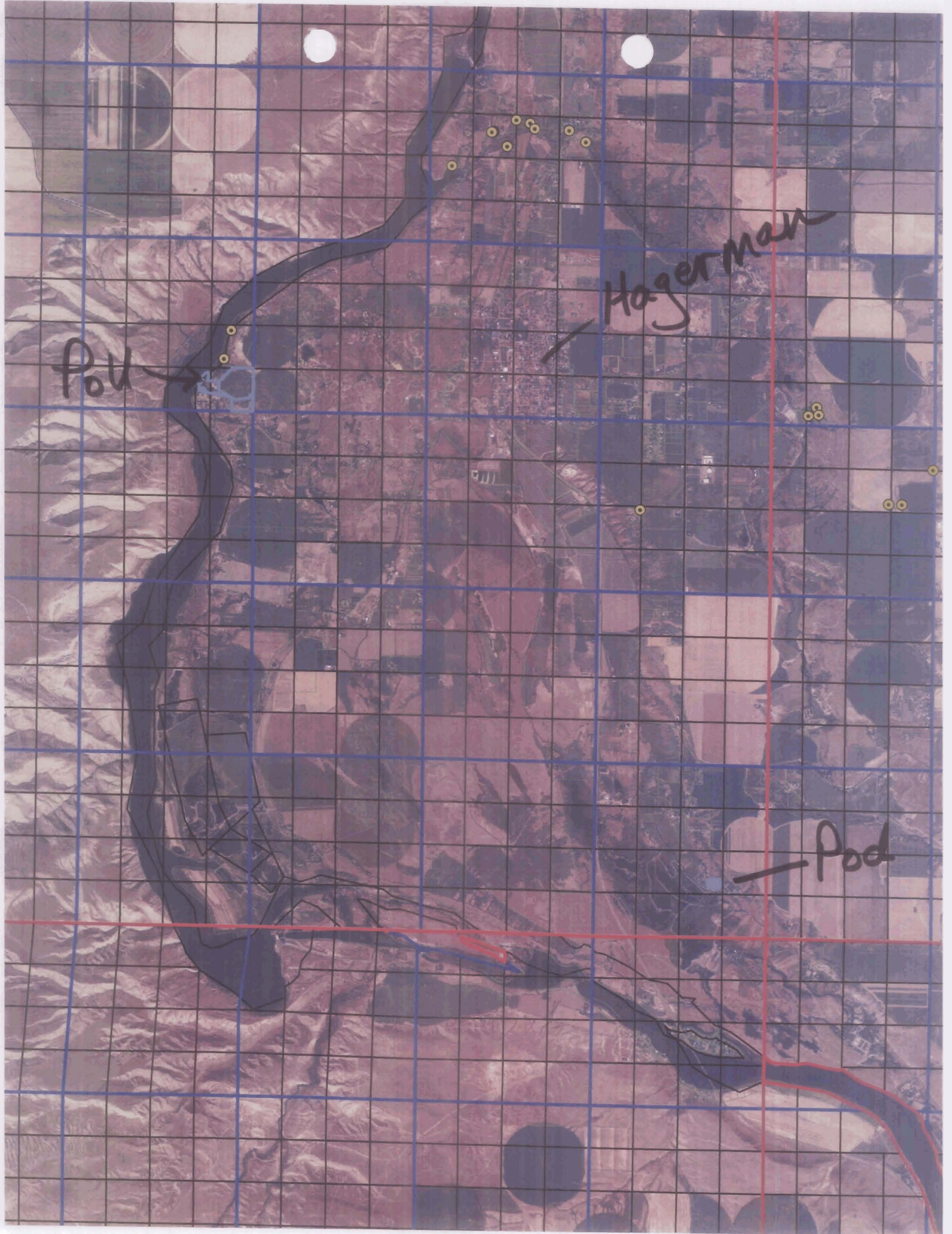
- **Authority to File:**
This right is currently in the name of Kenny Crist. A Warranty deed showed Crist sold Richard Holt a twenty-acre parcel and 10 shares of the Big Bend Ditch for irrigation purposes. An agreement signed by both parties was also provided whereby Crist sold a 50% interest in 2 cfs of water for fish propagation for a new pond to be constructed on Holts parcel. Application stated there was no lien holder on the property.
- **Water Right Validity:**
Right 36-7228 was just decreed on 14/18/2008 so forfeiture should not be an issue.
- **Injury to Other Water Rights:**
None anticipated. Both parties will share this 2 cfs of water where it will flow first through the Crist pond and then into the Holt pond for fish propagation purposes in each.
- **Enlargement of Use:**
None anticipated. Location is within Water District 130 so measurement and reporting will be required.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use of fish propagation is recognized as a beneficial use of water.

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.

MEMORANDUM

Date: October 07, 2008
To: Transfer 75155
From: jroberts
Re: Legal Notice Remarks

Transfer proposes to split a right of 6 cfs diverted from two springs carried in and rediverted from the Big Bend Ditch for fish propagation into two rights for fish propagation, one for 2 cfs and the other for 4 cfs. One new pond will be constructed approximately 1 1/2 miles west of Hagerman. Springs are located approximately 2-3/4 miles south and 1-1/4 mile east of Hagerman.



Hagerman

Pod →

Pod