

MEMORANDUM

Date: August 16, 2010
To: Transfer 76708
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion for water right 75-4191. Applicant is seeking to update his headgate by reinstalling a more suitable diversion structure upstream approximately 100 feet from original point of diversion.

Authority to File:

Applicant is current owner of water right per IDWR record and new point of diversion per Lemhi County taxlot data (updated June, 2010).

Water Right Validity:

Decreed in 2008. Forfeiture is not an issue.

Injury to Other Water Rights:

This water right is within basin 75 where there is no watermaster. The updated point of diversion is moving approximately 100 feet upstream from current point of diversion. No injury will result in applicants point of diversion moving such a short distance. There are other water rights diverting from a point of diversion located on the applicants property between the applicants current point of diversion and proposed new point of diversion. It is highly unlikely that the applicants short point of diversion change will cause 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.