

MEMORANDUM

Date: June 15, 2010
To: Transfer 76521
From: bjordan
Re: Transfer Evaluation

This transfer proposes change the place of use for water rights 34-116A, 34-10763, 34-10765 and 34-10767. Applicants propose to rearrange acres within the same place of use to cover the acres that are currently being irrigated. These water rights overlap other Antelope Creek (34-116A, 34-10763, 34-10765 and 34-10767) and ground water (34-2321 and 34-7015) rights. Two additional transfers (76509 and 76510) were submitted proposing to change the place of use to overlapping water rights.

Authority to File:

Applicant is the current owner of water right per IDWR record and owner of property per Custer County taxlot data (updated October, 2009).

Water Right Validity:

Decreed in 2001. 2006 and 2009 aerial photography show land to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Within WD 34. Will process as a non advertised transfer. Watermaster does not oppose transfer. No evidence of injury.

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.