

MEMORANDUM

Date: May 20, 2010
To: Transfer 76461
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the point of diversion for water right 1-71F. The proof report for water right 1-71F indicates that the point of diversion is the Cheney Ditch. This right has been delivered through the Rudy Canal for years. The applicant proposes to change the point of diversion to the Rudy Canal.

Authority to File:

Applicant is the current owner of POU and water right per IDWR record. The applicant has provided a letter from the Rudy Irrigation Canal Co. allowing for the carrying of his water through the Rudy.

Water Right Validity:

This water right was decreed in 2009. Forfeiture is not an issue.

Injury to Other Water Rights:

This right is within WD 01. The point of diversion has been delivered through the Rudy Canal for years. Point of diversion change is moving down the dry bed. This point of diversion change has already occurred and appears not to have injured any water right holders or raised any complaints. However, the transfer will be advertised to determine protest. Watermaster does not oppose transfer.

Transfer was advertised and there are no protests.

Enlargement of Use:

No issues identified

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.