

MEMORANDUM

Date: May 11, 2010
To: Transfer 76434
From: bjordan
Re: Transfer Evaluation

This transfer proposes change the place of use for water right 25-7109. Applicants propose to change the place of use to more productive ground. The POD will remain the same. This water right is a supplement to canal shares that the applicant has with the Burgess Canal Co. The applicant holds 130 miner inches of Burges Canal water that is delivered to the Selck and Taylor lateral canal. The place of use change will remain within the Burges Canal Co. service boundary and the canal shares will still be delivered to the Selck and Taylor lateral canal.

Authority to File:

Applicant is the current owner of water right per IDWR record and owner of property per Jefferson County taxlot data (updated 2010) and warranty deeds.

Water Right Validity:

Decreed in 2007. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. Points of diversion will not change. No ESPA analysis required. Watermaster does not oppose transfer. No evidence of injury. Will process as a no ad 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.