

MEMORANDUM

Date: May 05, 2010
To: Transfer 76069
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the place of use for 74-985, 74-1066A, 74-1066B, 74-1067, 74-1068, 74-1800A, 74-1800B, 74-373, 74-374, 74-1074, 74-1073, 74-1074, 74-15898, 74-15899, 74-15903, 74-15904 and 74-15905. Applicant proposes to dry up 62.7 acres of less productive ground and move only those acres to a half pivot to complete a full 127 acre pivot on more productive ground. There are 17 water rights involved in this transfer which 5 of the 17 are high water rights (74-15898, 74-15899, 74-15903, 74-15904 and 74-15905). No point of diversion changes. The place of use for the stockwater portion of 74-373 and 74-374 will change to reflect irrigation place of use.

Authority to File:

Applicant is the current owner of water rights per IDWR record and owner of proposed place of use per 2009 Taxlot data. Roger Ball (owner) and Derek C Ence (authorized agent) signed the application.

Water Right Validity:

Water rights were decreed in 2007 and high water rights are recommended to the SRBA court. Forfeiture not an issue.

Injury to Other Water Rights:

Within WD 74. PODs are remaining the same. Applicant is only changing the POU. No evidence of injury. Watermaster does not oppose approval of this transfer if there is a measuring device and if there are upgrades needed to headgate then they do so. Transfer was advertised and there are no protests.

Enlargement of Use:

No issue 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.

Additional Comments:

A CFS limit was placed on water rights diverted out of the HC-10, SC-1 and HC-3 as a result of ditch capacity.