

MEMORANDUM

Date: October 05, 2009
To: Transfer 75950
From: bjordan
Re: Transfer Evaluation

This transfer proposes to change the place of use to water right 34-14104. Applicant has entered into a purchase agreement contract with Lance Rosenkrance (current owner of right 34-14104) to purchase water right 34-14104. Applicant proposes to change the place of use to his property located within section 1 and section 12 of 06N 24E where it will be consolidated with water rights 34-644B and 34-10690. Water right 34-14104 will be used as a supplemental to water rights 34-644B and 34-10690, which are good for a PPU of 129 acres. The current point of diversion is located on applicants property. An ownership change will take place within the transfer. Nature of use is irrigation. Applicant will be using existing well.

Water rights 34-644B and 34-10690 are associated water rights.

Authority to File:

Lance Rosenkrance is the current owner of water rights per IDWR record. JAM Exploration (applicant) has entered into a purchase agreement contract with Lance Rosenkrance to purchase water right 34-14104. Jim Milgard (authorized agent) signed the application. A warranty deed was submitted showing JAM Exploration the current owner of proposed POU.

Water Right Validity:

Water rights decreed in 2002. There are no aerial photos or landsat images showing land being irrigated within the past 5 years. Lance Rosenkrance has submitted pumping records showing well being used in October of 2005. Lance also submitted a water master statement indicating well was being used on October 14, 2005.

Injury to Other Water Rights:

Inside the ESPA and within WD 34. No POD change. No GW analysis needed. No evidence of injury. Watermaster does not oppose transfer.
Advertise to determine protest.

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.