

MEMORANDUM

Date: April 02, 2010
Re: Transfer 76276
From: hbohac

This transfer proposes to adjust the POU of three water rights to reflect the water users new irrigation practices and resolve a pending NOV that was sent in Nov. 2009. Three groundwater rights (31-4053, 31-4054 & 31-4055) are involved in this transfer. Water right 31-4053 will be limited to a total of 21.7 acres within the new POU. Water right 31-4054 will be limited to a total of 29.6 acres within the new POU. Water right 31-4055 will be limited to a total of 125.8 acres within the new POU. Two existing PODs (wells) involved will continue to be used. A pipeline connecting the two systems will be installed and both PODs will be added to all three water rights. The two PODs are located in adjacent cells on the groundwater model. Water use is irrigation.

Authority to File:

Walker Land & Cattle Co is the current owner of water rights involved and tax lot data also shows that they are the current owner of the lands involved in this transfer. An annual report form has been attached and shows Keith Walker to be a member and manager of the company.

Water Right Validity:

Water rights involved were decreed in 2004 and 2005. 2009 Satellite Image shows land to be irrigated. Forfeiture is not an issue. Purpose of transfer corrects a potential NOV.

Injury to Other Water Rights:

Inside the ESPA and within Water District 110. Correcting a potential NOV; place of use only. No hydrologic impact. Will request watermaster comment. Will process as a no advertisement transfer since there is no evidence of injury to other water users.

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.