

MEMORANDUM

TO: Transfer No. 76106

FROM: Kay Walker

DATE: February 9, 2010

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to move the point of diversion from the current location to a point located on applicants property.

The site is located south of Glenns Ferry and east of Three Island Crossing State Park on the north side of the Snake River.

Contact person for the application are the applicants.

Deviations from Transfer Policy Standards

The decreed point of diversion for this right is located to a 10 acre tract description but that point is also within a government lot. The proposed point of diversion is located to only a 40 acre tract description but also within a government lot. The government lot description would be the legal description if a question came up as to the location so the description to a 40 acre tract is not a problem.

Summary of Information Submitted

Authority to File:

The applicants are the water right holders of record.

Water Right Validity:

Right presumed to be valid because the partial decree was issued within the past five year period on June 15, 2009.

Injury to Other Water Rights:

No injury should occur since this right has been used to irrigate the property since 1930; the transfer does not request a change in the place of use.

Enlargement of Use:

No enlargement should occur since same land will be irrigated as previously done.

Local Public Interest:

It is within the public interest to allow a right holder to pump water from their own property for irrigation and stockwater purposes.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application.

Discussion

Data entry affected the correct record which is the right that was decreed on 6/15/2009.

Overlapping rights at existing POD consist of water for 0.6 acres for original owner of right, Hazel Steen. Applicants purchased their right from Ms. Steen and want to have their own point of diversion. There are no overlapping rights at the proposed point of diversion and place of use.

The place of use falls within the Trust Water Area, however, the place of use is not changing so this should not be a problem since it has always been within this area.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.