

MEMORANDUM

Date: February 18, 2010
To: Transfer 76092 File – Mc Lemoire
From: Jeanie Robertson
Re: Evaluation of Sufficiency of Information Submitted

This transfer proposes to change the point of diversion for a recently decreed right currently authorized to divert a total of 0.06 cfs from Salmon Falls Creek for the irrigation of 2.7 acres. The decreed point of diversion is at the site of the dam which actually washed out in May of 1984. Applicant has a pump in the creek near his property and this transfer is needed to correct the pod. The point of diversion is being moved approximately one mile downstream. Location is approximately 1/10 mile east of the Banbury road turn-off on Hwy 30, 8.5 miles south of Hagerman.

- **Authority to File:**
The application is in the name of Stephen W Mc Lemoire. The right is in the name of Stephen W Mc Lemoire and /or Cheryl R Mc Lemoire. A lien holder release letter from Wells Fargo was received on 2/18/2010.
- **Water Right Validity:**
The right was decreed on October 28, 2009
- **Injury to Other Water Rights:**
None anticipated. The pump has been in place for a number of years but a transfer could not be filed until the decree was issued. There are no other diversions from Salmon Falls Creek between the original pod at the old dam and the new one, so injury should not be a problem.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use of irrigation is recognized as a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.