

MEMORANDUM

Date: January 07, 2010
To: Transfer 76220
From: bjordan
Re: Transfer Evaluation

This transfer proposes change the place of use for water right 29-2540. Applicants propose to move 4.5 acres from the SENESE corner of 08S, 39E Section 34 to property located in the NWNWSW corner of 08S, 39E, Section 35. Using an existing well. Purpose of use is irrigation.

Authority to File:

Applicants are the owner of water rights per IDWR record. A Quit Claim deed was submitted proving applicants own the new proposed POU located in the NWNWSW corner of 08S, 39E, Section 35. Phil Yost signed the application.

Water Right Validity:

Decreed in 2004. 2009 aerial photo shows the 4.5 acres to be moved irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Within WD 13T. This right was within the Bancroft-Lund GWMA; however this GWMA was dissolved in 2004 and is administered by a watermaster. Will request watermaster comment. No injury to other water users. Applicant is only rearranging 4.5 acres within existing system. Will be filed as a no ad transfer.

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.