

MEMORANDUM

Date: December 04, 2009
To: Transfer 76104
From: dcarlson
Re: transfer evaluation

This transfer proposes to change the place of use to a larger permissible place of use of 490.9 acres with the 155 acre limit within that place of use. This is a combined package of groundwater rights and surface water rights. The place of use arc map shape will be required to be the 155 acre limit shape and any change from that shape will required notification prior to the irrigation season. All but two of these rights went through a recent decree that changed the combined limits conditions. This transfer will update all the water rights to the same conditions.

Authority to File:

Applicant is the owner of record as far as the SRBA decrees and or completed an ownership change.

Water Right Validity:

These water rights were decreed in the SRBA in 2009 in part. Forfeiture is not an issue.

Injury to Other Water Rights:

Making a larger permissible place of use in the same general area of the current place of use. No real hydrologic change. Will process as a no advertise transfer.

Will request Watermaster comment from WD34.

Enlargement of Use:

There is no evidence of enlargement of use. Acre limits will carry forward

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.