

MEMORANDUM

Date: December 14, 2009
To: Transfer 76174
From: bjordan
Re: Transfer Evaluation

This transfer proposes change the place of use for water rights 31-10405A, 31-10405B and 31-4117. This transfer is a follow-up to transfer 73538. At that time, the applicant did not have proper documents showing ownership of water rights which was pertinent to land owned by Wendy Doshades and Edna Ellis. The applicant has now provided correct documents showing ownership of water rights. Therefore, this transfer will change the place of use for 31-10405A, 31-10405B and 31-4117 to correspond with ground that is presently being irrigated. Using an existing well. Purpose of use is irrigation.

Authority to File:

Applicant is the owner of water rights per IDWR record, warranty deeds, release documents and 2009 taxlot data. Michael Ferguson who is the applicant signed the application.

Water Right Validity:

Decreed in 2002. Applicant is correcting place of use to come into compliance with IDWR. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 110. POD(s) will not be changing spatial location. No ESPA analysis needed. Hydrological impacts will not change. Applicant will be using existing well. Watermaster does not oppose transfer if codes 213 and 214 are part of the condition of approvals. This 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.