

MEMORANDUM

TO: Transfer No. 75732
FROM: Sharla Curtis
DATE: July 8, 2009
RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to change the point of diversion from an existing diversion at the head of Loggers Creek in southeast Boise to a proposed pump at Ann Morrison Park.

There is no specific contact person listed for this application, however, Maria Minicucci is usually the contact person for the Parks & Recreation Dept filings.

Summary of Information Submitted

Authority to File: The applicant is the owner of record, therefore, no further documentation regarding ownership or authority to file is required

Water Right Validity: Right presumed to be valid because the partial decree was issued on 2/6/2009 within the past five year period.

Injury to Other Water Rights: No injury is anticipated. This change in point of diversion moves downstream so there is no need to send notice of the proposal to any specific water right owners between the old and new points of diversion since no injury should occur to those owners.

Enlargement of Use: No enlargement will occur; the right is still limited to the same rate of diversion and use currently granted by the right. Volume is n/a due to the use being municipal.

Local Public Interest: This is one of many rights held by this entity for the enjoyment of the local parks and recreational facilities by the public.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use(s) 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.

Additional Information

Watermaster comments will be solicited.

Discussion

Data entry affected the correct record; the partial decree was very recently issued & results were migrated to wr records. This right along with numerous other City of Boise rights was decreed without a place of use entry or shape file; it listed only a remark that "place of use is within the service area of the City of Boise municipal water supply system as provide for under Idaho Law". The transfer approval will retain the same format.

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.