

MEMORANDUM

To: Transfer 75457
From: Eric Davis
Date: April 16, 2009
Re: Transfer Review Memo

Re: Evaluation of Sufficiency of Information Submitted

Authority To File

Applicant is the owner of record of the water right being transferred as per Estate Purchase Sale Agreement No. 80754804. The ownership documentation includes sufficient informant to update ownership of the water right 98-7039.

Water Right Validity

The original water right was filed as a license, No. 98-7039, Domestic use with a priority date of April 07, 1971. To the department knowledge, there has not been a break in use for a five consecutive year period.

Injury To Other Water Rights

No formal complaints have been submitted to IDWR as of the date of this filing. The only element involved in this transfer is a change in the place of use. The applicant has an easement to the point of diversion. There appears to be no other users on the well other than the applicant. IDWR cannot foresee any injury to any water rights with this source of water.

Enlargement Of Use

Applicant for transfer is limited to the annual volume and rate of water right 98-7039. No expansion is anticipated to occur.

Local Public Interest

The "Public" will be served by the granting of this transfer.

Beneficial Use/Conservation Of Water Resources

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