

MEMORANDUM

Date: April 27, 2009
From: hbohac
Re: transfer75452

This transfer proposes to split a water right and adjust the POU to reflect the actual acres being irrigated as the result of a pending NOV sent out in late December 2008. Applicant irrigated lands not authorized by her water rights which resulted in a POU violation. Four groundwater rights (35-2664, 35-4064 35-4065 and 35-8605D) are involved in this transfer. Water right 35-2664 will be limited to 160 acres within the new 429.5 POU. Water right 35-4064 will be limited to 224 acres within the new 429.5 POU. Water right 35-8605D will be limited to 31 acres within the 429.5 acre POU. Water right 35-4065 will be split into water rights 35-13892 and 35-13891 (unchanged portion). Water right 35-13892 will be limited to 14.5 acres within the 429.5 acre POU and water right 35-13891 will be limited to the irrigation of 75.5 acres. Both PODs involved in this transfer are existing wells. Water use is irrigation.

Authority to File:

Applicant is the current owner of the water rights and the president of Lake Channel Ranch, Inc. The applicant requested that her sister, Bette Hunt, be removed from the water right and a death certificate was provided. Lake Channel Ranch, Inc. and Kay Hunt are the current owners of the lands involved in this transfer.

Water Right Validity:

Water right involved was decreed in 2002. 2006 Satellite Image shows land to be irrigated. Forfeiture is not an issue. Purpose of transfer corrects a pending NOV.

Injury to Other Water Rights:

Inside the ESPA and within Water District 120. Correcting a pending NOV; place of use and ownership change. PODs are located in adjacent groundwater model cells. No groundwater model analysis is required. Watermaster does not oppose this transfer. Will advertise 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.