

MEMORANDUM

Date: June 05, 2009
To: Transfer 75548
From: mholliday
Re: transfer approval

This transfer proposes to make a minor alteration to the irrigation company service area. During the preparation of the digital boundary for the SRBA recommendation, the company overlooked one shareholder located in the SWNE of section 12, T4N R38E. The changed boundary would include the property owned by the shareholder, thus allowing the company to legally serve him.

Authority to File:
Applicant is the water right holder of record.

Water Right Validity:
Water rights were decreed in the SRBA in 2008. Forfeiture is not an issue.

Injury to Other Water Rights:
No issues identified.

Enlargement of Use:
The total area added to the boundary is 1 acre and it appears that half an acre or less is actually irrigated in that location. The company rights will continue to be limited to 8269 acres, thus preventing enlargement of use.

Local Public Interest:
No issues identified.

Beneficial Use / Conservation of Water Resources:
No issues 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.