

MEMORANDUM

Date: October 16, 2008
To: Transfer 74448
From: jlarsen
Re: Transfer Evaluation

This transfer proposes to change the nature of use and the season of use for the three rights. All rights are converting a portion of their corresponding irrigation rights to account for the initial fill and subsequent refilling of the 4 ponds proposed by the application. A second transfer (74456) has been submitted to for remediation of evaporation and percolation from the pond. If losses are small enough that less water is needed for seasonal filling of the pond then the applicant intends to use the remainder as remediation water for evaporation and percolation losses until the total 10 af volume proposed by this transfer has been reached.

Authority to File:

Applicant is the owner of record as far as the SRBA recommendation.

The ponds are for fire protection within the subdivision and benefit of all the lot owners.

Water Right Validity:

This water right was recommended in the SRBA in 2007. Forfeiture is not an issue.

Injury to Other Water Rights:

In Water District 01 . Watermaster will comment.

Transfer will be advertised to determine any protests.

Other rights listed in the same QQs are: 22-13791, 22-4120, 22-2029, 22-311, and 22-129.

Enlargement of Use:

There is no evidence of enlargement of use. The same five acres from each of the three rights will be dried up to prevent enlargement.

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.