

MEMORANDUM

Date: May 12, 2009
From: hbohac
Re: Transfer 75510

This transfer proposes to adjust the POU to reflect the actual acres being irrigated as the result of a pending NOV sent out in late March 2009. Applicant irrigated lands not authorized by water rights which resulted in a POU violation. Two groundwater rights (31-2423 and 31-7098) are involved in this transfer. Water right 31-2423 will be limited to a total of 317 acres within the new 380.3 acre POU. Water right 31-7098 will be limited to a total of 69 acres within the new 380.3 acre POU. The POD involved in this transfer uses an existing well. Water use is irrigation.

Authority to File:

Applicant is the current owner of water rights 31-2423 and 31-7098. Tax lot data shows Place Farms LTD to be current owner of lands involved in this transfer.

Water Right Validity:

Water rights involved were 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 110. Correcting a pending NOV; place of use only. No hydrologic impact. Watermaster does not oppose this transfer. Will process as a no advertisement 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.