

M E M O R A N D U M

Date: March 06, 2009
From: hbohac
Re: transfer 75414

This transfer proposes to adjust the POU as a result of an NOV sent in 2008. The applicant owns a pivot irrigation system which was irrigating 1.2 acres not covered by water right 31-11738. Groundwater right 31-11738 authorizes the irrigation of 67.3 acres and is the only water right involved in this transfer. New POU will be limited to the 67.3 acres authorized. The water right uses an existing well. Water use is irrigation.

Authority to File:

Applicant is current owner of water right. Idaho AgCredit, FLCA has a security interest in water right 31-11738 and has submitted approval for the modifications. Applicant has submitted warranty deeds proving ownership of new POU.

Water Right Validity:

Water right involved was decreed in 2004. 2006 Satellite Image shows land to be irrigated. Forfeiture is not an issue. Purpose of transfer corrects an NOV.

Injury to Other Water Rights:

Inside the ESPA and within Water District 110. Correcting an NOV; place of use only. No change in hydrologic impact. Watermaster does not oppose 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.