

MEMORANDUM

Date: February 04, 2009
To: Transfer 75387
From: hbohac
Re: Valcarce transfer

This transfer proposes to correct the POU as a result of a "Pending NOV" letter sent On January 16, 2009. Applicant removed a portion of handlines and installed a pivot irrigation system which resulted in a POU violation. One groundwater right (#31-2389) is involved in this transfer. Water right 31-2389 will be limited to a total of 100 acres within the new POU. Water right 31-2389 uses an existing well; this POD has remained unchanged. Water use is irrigation.

Authority to File:

Applicant is current owner of water right. Tax lot information provides proof of ownership of new POU.

Water Right Validity:

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

Injury to Other Water Rights:

Inside the ESPA and within Water District 110. Correcting a potential NOV; place of use only. No hydrological impact. Will request Watermaster comment. 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.