

MEMORANDUM

Date: December 29, 2008
To: Transfer 74829
From: narave
Re: transfer evaluation

The purpose of this transfer is to adjust the place of use of these water rights to resolve BLM objections to SRBA recommended POU. This transfer further adjusts the place of use to reflect actual irrigation practices.

Authority to File:

Thomas Carlson is the current owner of the POU for this water right and has submitted a warrantee deed as proof of ownership. He is also the owner listed on the recommendation with the SRBA court.

Water Right Validity:

These water rights are currently recommended in the SRBA.

Injury to Other Water Rights:

This transfer will be advertised to determine any protests. This water right is not currently within a water district, but will be within water district 170 in the future.

Enlargement of Use:

The places of use for water rights 75-7530 & 75-7420 are completely contained within the place of use of water rights 75-14483 & 75-14485. In order to prevent enlargement water rights 75-7530 & 75-7420 were modified by this transfer such that an overlapping condition has been added to prevent enlargement.

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.