

MEMORANDUM

Date: August 14, 2007
To: Transfer 73591
From: ecarlsen
Re: transfer evaluation

The applicant plans to drill a new well adjacent to the present point of diversion in Lt4 NWNW S01, T7N R33E to provide water for the pivot in the NE1/4. The NE1/4 is part of the decreed POU for the water rights but the number of irrigated acres in certain 1/41/4s of the decreed POU had to be modified so the actual irrigated acres under this pivot are covered by a water right. Since the NE1/4 is the only part of the decreed place of use to be served by the new well it is being split from the remainder of the original POU in T08N R33E S36. The place of use in S36 also has 10 associated water rights that are not appurtenant to the pivot in the NE1/4 S01 T7N R36E. The new well will also serve water right 31-2258G but will not result in any changes to the elements of this right .

Authority to File:

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

Water Right Validity:

This water right was decreed in the SRBA in 2002. Air photos from 2006 show it to be irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA area and in Water District 110. The new well is within the place of use, no groundwater model analysis is needed. Watermaster will comment. Transfer will be advertised to determine any protests.

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.