

MEMORANDUM

TO: Transfer No. 74411

FROM: Sharla

DATE: July 29, 2008

RE: Evaluation of Sufficiency of Information Submitted

The transfer proposes to add a point of diversion from Squaw Creek due to difficulty in maintaining the existing point of diversion/ditch on steep hillside. The additional point of diversion will eliminate maintenance of the ditch and will utilize a pump to divert from the creek.

The site is north of the confluence of Pine Creek and Squaw Creek with the points of diversion being approximately $\frac{1}{2}$ and $\frac{3}{4}$ miles northwest of the confluence.

Contact person for the applicants is their attorney, William D. Collins of Westberg, McCabe & Collins, Ctd.

Deviations from Transfer Policy Standards

Because of the nature of this transfer, no advertising will be conducted and the file will not be parallel processed with the State Office. Once we have received the watermaster's comments, final action on the transfer application can proceed.

Summary of Information Submitted

Authority to File: Applicants are the owners of record of this water right and are therefore authorized to file the transfer.

Water Right Validity: Right presumed to be valid because the partial decree was issued on 6/7/2004 within the past five year period.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No enlargement is proposed; the diversion rate, diversion volume and consumptive use volume will remain the same.

Local Public Interest: There is nothing to suggest that this application is not within the local public interest.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use(s) consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application.

Additional Information &/or Analysis

Watermaster comments are needed and will be solicited.

Discussion

Data entry affected the correct water right record which had already been updated from the partial decree.

There are two rights held in the name of Squaw Creek Irrigation District that overlap the place of use, however, this overlap does not have any affect on the transfer application and can continue to be used at the place of use described in these rights.

Summary

Assuming other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.