

M E M O R A N D U M

Date: April 16, 2008
To: Transfer 74709
From: Ernie Carlsen
Re: Transfer Evaluation

This transfer application proposes to modify the place of use to accommodate a center pivot and change the location of the point of diversion to a site closer to three phase power eliminating the need to use a diesel motor to drive the pump.

Authority to File: The applicant provided copies of Quit Claims as evidence of ownership for the place of use and the applicant is also listed as the water right holder.

Water Right Validity: Partial Decrees were issued by the SRBA Court for water right 25-4305 and overlapping water right 25-14160 in January 2006. Forfeiture is not an issue.

Injury to Other Water Rights: Comments have been requested from the Watermaster for WD120. The new place of use for 25-4308 will still be overlapping with 25-14160 so the relationship between these two rights will remain the same. The new point of diversion will remain in the same model grid as the old point of diversion so there should be no hydrologic impact and it is not necessary to run the ground water model. The application maybe eligible for processing without advertising.

Enlargement in Use: The number of acres irrigated under the water right will remain the same. There is no evidence of enlargement in use.

Local Public Interest: No issues identified.

Beneficial Use / Conservation of Water Resources: No issues identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of the application.