

MEMORANDUM

Date: May 27, 2008
To: Transfer 73569
From: dcarlson
Re: transfer evaluation

This transfer proposes to combine the place of use for 5 groundwater rights into a ppu and change the points of diversion to the 2 existing wells from 31-2333 and 35-7355A. All 5 water rights will overlap on 493 acres, 35-8160 will be split into two rights one for the 493 acres overlap and the other for 18 acres alone. 35-8160 had a place of use with 35 acres only including this right and they would like to retain that on the 18 acres. This will be split off into a separate water right using the same wells.

Authority to File:

Applicant is the owner of record as far as the SRBA decree and water right licenses.

Water Right Validity:

This water right was decreed in the SRBA in 2002 and 2007. 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 120. The new well is within the same cell or adjacent cell, 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.