

MEMORANDUM

Date: March 21, 2008
To: Transfer 74559
From: jlarsen
Re: Transfer Evaluation

This transfer proposes to change the place of use to adjust for current irrigation practices. The transfer is for a total of 16.01 acres. Property in sec 17 and 20 that are owned by BOR are covered by an agreement between BOR and the applicant. Several conditions were left in Adjudication format to save time and resources because these rights have not yet been decreed in the SRBA. Inside the ESPA model no well change.

Authority to File:

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

Water Right Validity:

This water right was recommended in the SRBA in 2007. Forfeiture is not an issue.

Injury to Other Water Rights:

Not currently within a Water District.

Neighboring property is owned by BOR and they agree to let the applicant use public lands. The next nearest property is across the Teton River.

Injury is not likely because of the small acreage being transferred is over a small distance.

Enlargement of Use:

There is no evidence of enlargement of use.

An equal number of acreage will be removed from irrigation.

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.