

MEMORANDUM

Date: January 30, 2008
To: Transfer 74379
From: jlarsen
Re: Transfer Evaluation

This transfer proposes to change the place of use. Applicant wishes to install a pivot in order to increase productivity of acreage located on the toe of an alluvial fan. Acres adjacent to the pivot will no longer be irrigated. During transfer process discrepancies were discovered between the list of irrigated acres and the ArcView shape recorded with IDWR. This transfer also sought to rectify those discrepancies and create a shape in ArcView that was equivalent to the listed acres of the proof report for the water right so that one truly represents the other.

Authority to File:

Applicant is the owner of record as far as a Partial Decree from the SRBA Court.

Water Right Validity:

This water right was Partially Decreed in the SRBA on 7/9/2007. Forfeiture is not an issue.

Injury to Other Water Rights:

POU no currently within a water district.

Transfer will be advertised to determine any protests.

Other rights that have the same POU are 74-1622, 74-1624, and 74-1625 all owned by Applicant.

Water right 74-1091 owned by the State of Idaho might share a POD. PODs are very close and might utilize the same diversion structure.

Enlargement of Use:

There is no evidence of enlargement of use. Applicant agrees to remove the same number of acres from irrigation that he will place into irrigation under the pivot.

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.