

MEMORANDUM

Date: January 30, 2008
To: Transfer 74369
From: jlarsen
Re: Transfer Evaluation

This transfer proposes to change the point of diversion to the Butler Island Canal. IDWR has received a letter from the Butler Island Canal Company agreeing to the changes. This transfer will move the point of diversion to a channel of the Snake river that parallels the current POD to the south.

Authority to File:

Applicant is the owner of record according to a partial decree in the SRBA.

Water Right Validity:

This water right was partially decreed in the SRBA on September 14, 2007. Forfeiture is not an issue.

Injury to Other Water Rights:

In Water District 01 . Watermaster will comment.

Transfer will be advertised to determine any protests.

Changing POD will have no effect on others rights. Both PODs are located on main trunks of the South Fork of the Snake River and this change should not produce a discernable difference in river flows.

Enlargement of Use:

There is no evidence of enlargement of use. The POU is not being altered and additional water is not allowed for conveyance loss likely resulting from delivering the right through a canal system.

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.