

Draft

MEMORANDUM

Date: November 7, 2007
To: Transfer 74285 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

This transfer proposes to move a point of diversion into the adjacent 10-acre tract to the north of the existing well. The current POD is located on neighboring property, not currently owned by the applicants. The only valid water rights for this well are the applicants' (43-2307 & 43-10593). The existing well is not producing historical flows and the applicants wish to drill a new well, utilizing the existing irrigation system, on their property. The proposed change is located within WD 43-B so Watermaster comments will be needed.

- **Authority to File:**
IDWR Records show rights 43-2307 and 43-10593 to be in the name of Kirtland and Janet Yates. The proof of ownership of the proposed POD was provided in the form of a current tax assessment notice, a quitclaim deed, and warranty deed transferring the property from Willard M. and Katherine Yates to Kirtland W. and Janet Yates.
- **Water Right Validity:**
The rights to be transferred, 43-2307 and 43-10593, was decreed in the SRBA on June 28, 2002.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impacts anticipated. The location of the new POD will be located in the adjacent 10-acre tract.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use of irrigation is recognized as a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.