

MEMORANDUM

Date: October 12, 2007
To: Transfer 74140
From: dcarlson
Re: transfer evaluation

This transfer proposes to add two existing wells to this state based Tribal water right. This system is on tribal lands and generally we have no jurisdiction over these water rights.

Authority to File:

Applicant is the owner of record as far as the SRBA decree. The new wells are on Tribal lands.

Water Right Validity:

This water right was decreed in the SRBA in 2006. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA area and in Water District 120. The new wells are in an adjacent cell, no groundwater model analysis is needed. Watermaster will comment. The watermaster is not sure whether IDWR will include this in the Water District.

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.