

MEMORANDUM

Date: November 27, 2006
To: Transfer 73173
From: dcarlson
Re: transfer evaluation

This transfer proposes to dry up and move 9 acres of ground water rights to a new well and 10 acre house lot.

Authority to File:

Applicant is the owner of record as far as water right license and Bingham county confirmed that Reid Stewart aka Superior LLC owns this 20 acre tract, the new place of use.

Water Right Validity:

This water right is in CRP. See Farm Service agency map 2426 and 2427. They stated fields 2, 4 are in CRP for a total of 48 acres in section 24 on map 2426 and fields 1 and 2 on map 2427 in section 23 and 24 are in CRP for a total of 27.5 acres. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA area and in Water District 120. water master will comment
Point of diversion changes from one adjoining cell to another, no analysis is needed.
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.