

Comment Report

Application ID 72416

1. jroberts 12/22/2005 Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake River Plain Area (Moratorium Area)

Exempt: Y

Reason:

Doc Attached:

Explanation: Within Eastern Snake River Plain (Moratorium Area)

Special Administration Areas : Trust Water Area (Trust Water Area)

Exempt: Y

Reason:

Doc Attached:

Explanation: Within Trust Water Area

2. jroberts 12/22/2005 Legal Notice Remarks

Comment: Transfer proposes adding a second well, to be drilled, to a decreed domestic right. Location is approximately 3 miles south of the intersection of Main and Overland in Burley and 1/4 mile west.

3. jroberts 12/22/2005 Comment/Analysis

Comment: M E M O R A N D U M

Date: December 22, 2005

To: Transfer 72416 File

From: Jeanie Robertson

Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes adding a second well, to be drilled, to a decreed domestic right. The applicant wants the option of using both wells, if necessary, so is not abandoning the original well. The transfer also changes the ownership from the Byron and Lois Martin Trust to the applicant, Guy Weech. The place of use and points of diversion are located approximately 3 miles south of the intersection of Main and Overland in Burley and 1/4 mile west.

Authority to File:

The water right is in the name of the Byron and Lois Martin Trust. The applicant has provided a Warranty Deed from the trustees and a Quitclaim Deed from his wife, since

provided a Warranty Deed from the trustees and a Quitclaim Deed from his wife, since he is dealing with his sole and separate property. (A release letter from the lien holder has been requested and should be received shortly.)

- **Water Right Validity:**

The base right for the transfer, 45-10363, was decreed in the SRBA on 7/24/1998. Forfeiture does not appear to be an issue.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated, with appropriate limits.

- **Local Public Interest:**

No negative impacts anticipated.

- **Beneficial Use/Conservation of Water Resources:**

Proposed use 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.