

MEMORANDUM

Date: January 18, 2006
To: Transfer 72361
From: rwarner
Re: Transfer Coments

This transfer proposes to convert a portion of an existing decreed water right into a new nature of use, a pond. The applicant has been in discussion for resolution of a stream channel violation concerning the widening of a segment of the Pahsimeroi River to create the pond. As a stipulation to that resolution, the applicant agreed to file for change to his water right to allow for the pond. The applicant has proposed to dry up 0.30 acres of his water right for a 0.165-acre size pond. Prior to the ponds existence, it was cultivated pasture grass. Calculations for capacity and evaporation losses of the pond show that a net amount of 0.30 acres are required to be dried up. Further calculations by the department show that the consumptive use of pasture grass for 0.3 acres of ground to be worth 0.70 acre-feet. This amount is excess of the required amount of 0.63 acre-feet.

Authority to File:

Applicant has provided a copy of a correction grant deed.

Water Right Validity:

The water right is has been recommended in the SRBA.

Injury to Other Water Rights:

Water District 73. Input was petitioned from the water master of Water District 73.

Enlargement of Use:

There is no evidence of enlargement of use.

Local Public Interest:

This transfer appears to not conflict with local public interest. It will be advertised to determine otherwise.

Beneficial Use / Conservation of Water Resources:

Transfer will provide for waters to irrigated lands in a manner consistent with state laws.

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.