

MEMORANDUM

Date: January 10, 2006
To: Transfer 72318
From: dcarlson
Re: transfer evaluation

This transfer is to change the nature of use for part of the place of use, from irrigation to mitigation as prescribed in permit 11-7481 and 11-7491. See Gary Spackman and vault files for the two permits. The points of diversion location QQs were changed to match the GPS map. Four of the place of use QQs were dropped because they don't exist. The pour shape is the same outline, acres were readjusted.

Authority to File:

Applicant provided an agreement with Fish Haven Water users to complete the two processes, permit application and this transfer. Tax notices are in the application for permit docs.

Water Right Validity:

This water right was reviewed in the hearings for application 11-7481. Gary Spackman gave the ok to process

without any further review of 11-4022.

Forfeiture is not an issue.

Injury to Other Water Rights:

Water master from WD 11 did not comment.

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.