

MEMORANDUM

Date: July 05, 2005
To: Transfer 71796
From: kwilson
Re: Evaluation

This transfer proposes to change the point of diversion to an existing domestic well to irrigate the 5 acres of the place of use. The \$125.00 drilling permit upgrade fee for irrigation has been paid (#E031025 on 07/05/2005).

Authority to File:

The enclosed title provides proof of ownership of the land involved in this transfer. This right has been recommended in the applicants name in the Snake River Basin Adjudication.

Water Right Validity:

This right is based on a portion of licensed water right 27-2120, and has been recommended in the ongoing Snake River Basin Adjudication. Forfeiture is not an issue.

Injury to Other Water Rights:

Condition R64 limiting this right to no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation has been retained because this right is based on a portion of licensed water right 27-2120 that was for irrigation of more that 5 acres.

The new point of diversion is located within the same Row and Column of the Easter Snake Plain Spreadsheet as the original point of diversion (Row 18, Column 46). There should be no injury to other water rights.

Enlargement of Use:

The applicant stated that the place of use was at one time irrigated form the Smith-Maxwell Ditch, but the water was moved to other lands several years ago. The applicant also stated that according to The Smith-Maxwell Ditch the place of use is on the boundary of their place of use. No other issues identified.

Local Public Interest:

No issues identified.

Beneficial Use Conservation of Water Resources:

No issues identified.

Review of the application finds no inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing this application.