

MEMORANDUM

TO: FILE
FROM: DANIEL A. NELSON
DATE: 11/9/2004

**RE: TIM C. AND/OR JAN M. PETERSON TRANSFER NO 71614, WATER
RIGHT 63-32007**

The transfer proposes to retire four acres of ground from the original place of use at the corner of Kuna Mora Road and South Cloverdale in the NENE S12 T1N R1E, Ada County and move the appurtenant groundwater to a new place of use located approximately 3 5/8 miles south of Victory Road on Cole Road, then due east 7/8 of a mile, at Lot 11 & 12, in Block 1 of Calderon Estates Subdivision, NESE S7 T2N R2E in Ada County.

AUTHORITY TO FILE:

The applicant has supplied a copy of the Water Right Sales Agreement, which is conditioned upon the approval of this transfer. The applicant has also supplied a copy of the water right warranty deed that is unsigned, and won't be signed until this transfer is approved. The applicant has also supplied a copy of the warranty deed showing ownership of the property where the water will be moved.

WATER RIGHT VALIDITY:

Scott King has recently recommended this right for the Snake River Basin Adjudication (SRBA).

INJURY TO OTHER WATER RIGHTS:

There is no evidence that this small irrigation use would create injury to other local groundwater users.

ENLARGEMENT OF USE:

No additional rate or volume is being requested. Therefore, enlargement of the right should not be an issue.

LOCAL PUBLIC INTEREST:

There is nothing to suggest that this application is not within the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES:

Applicant proposed beneficial use consistent with irrigation standards for the area.

Review of the application finds there is no clear inconsistency with criteria of I.C. § 42-222 preventing processing of the application.

SCANNED
NOV 17 2004

NARATIVE

This water right is a primary water right that is being moved to ground that is not currently covered by any other water rights. The applicant is requesting that they use their own domestic well to irrigate their 4 acres of ground. A well upgrade fee has been paid for this property. There are several overlapping water rights listed, but they all describe other lots in this same subdivision.

CONDITIONS AND SUGGESTIONS

This transfer seems acceptable as listed on the front page of the transfer with the inclusion of the conditions on the draft approval.

SCANNED
NOV 17 2006