

MEMORANDUM

Date: July 20, 2004
To: Transfer 71233
From: dcarlson
Re: transfer evaluation

This transfer proposes to change the PODs for these Big lost river rights. The pump in the river will be moved down stream 1/4 mile. The harris-vaught ditch will be changed to the sutter ditch. The sutter ditch is down stream. Transfer 4529 changed the PODs in 1999.

The pump in the river and in the sutter ditch will limit the amount of water needed for this pou to 0.02cfs/acre. Informed Tony A. that this will cut and reduce some of his water rights. He wasnt happy, but accepted that he would have to give up something. He doesnt want to remain in the Harris-vaught. Would like a credit for giving up these two BLR rights, as far as providing mitigation for the Groundwater pumping. Not sure thats possible.

Authority to File:

Applicant provided tax notices and is the owner of record as far as SRBA decree. Pamela Lumley is on the tax notices, so she was added as an owner.

Water Right Validity:

This water right was decree in the SRBA in 2002. Watermaster delievers the rights when available. Forfeiture is not an issue.

Injury to Other Water Rights:

Watermaster gave his OK. Since the new PODs will be at the POU, a limitation of one inch/acre will be authorized at the new POD.

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.