

MEMORANDUM

Date: May 12, 2004
To: Transfer 71042
From: kwilson
Re: Evaluation

This transfer proposes to add a third well to the system under decreed water rights 29-2480 and 29-7239, to maintain the decreed capacity recognized as diverted and applied to beneficial use in the Snake River Basin Adjudication.

Authority to File:

The place of use under these water rights 29-2480 and 29-7239, is owned by either the applicant, Gary L. Hatch, LaRae N. Hatch, Paul A. Hatch and/or Phyllis L. Hatch. An affidavit from each owner, agreeing to the proposed transfer, has been included in the application. The owners of the place of use are also the owners of record for these water rights.

Water Right Validity:

Water rights 29-2480 and 29-7239 were decreed on 05/10/2004 in the Snake River Basin Adjudication. Water right validity is not an issue.

Injury to Other Water Rights:

Water rights 29-2480 and 29-7239 are limited to a combined capacity of 1.38 cfs, and when combined with 29-71 and 29-73B, shall provide no more than 0.02 cfs per acre. Maintaining the diversion rate to the decreed water right would not be injurious to other water rights, and therefore not at issue. Measuring devices will be required in the approval of this transfer.

Enlargement of Use:

The place of use under water rights 29-2480 and 29-7239 has been decreed in the Snake River Basin Adjudication. Enlargement is not an issue.

Local Public Interest:

Local Public Interest will be served by maintaining the decreed amount of these water rights, and maintaining the value of the land.

Beneficial Use Conservation of Water Resources:

No issue identified.

Review of this application for transfer finds no clear inconsistencies with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.