

MEMORANDUM

Date: March 17, 2004
To: Transfer 71099
From: dcarlson
Re: transfer evaluation

This transfer proposes to change the nature of use from irrigation to a dairy/commercial. They will be drying up 79 acres and drilling 2 new wells.

Authority to File:

Applicant is the owner of record as far as the water right record shows. Ownership change was completed in 2001.

Water Right Validity:

This water right was decreed in the SRBA in 2001 or 2002. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA area, but no cell change because the POU is the same.

Watermaster 120 will comment.

Brockway did the dairy/nature of use analysis. Year round use will be balanced by the diversion volume limitation. 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.