

Comment Report

Application ID 70563

1. jstanton 11/28/2003 11:20:03 AM Additional Information Notes

Comment: Reviewed by Adjudication Staff: Request

Mitigation Plan or acceptance form: N/A

Municipal Rights Anticipated Horizon Information: N/A

2. jstanton 11/28/2003 11:20:15 AM Special Administration Area Notes

Comment: Special Administration Areas : None

Exempt:

Reason:

Doc Attached:

Explanation:

3. jstanton 11/28/2003 Comment/Analysis

Comment: This application moves water from a few acres of BLM land to a like number of acres of private land to satisfy their objections to the SRBA findings so that the partial decrees can be issued. A status conference has been set for next March, so approval of the transfers by then would be helpful. The transfers appear to be approvable with standard conditions.

Authority To File: The applicants are owners of record in the SRBA, so this is not an issue.

Water Right Validity: The rights have been recommended in the SRBA, so forfeiture is not an issue.

Injury To Other Rights: No issues identified, as the number of irrigated acres will remain the same if the transfer is approved. The points of diversion will not change.

Enlargement of Use: None requested.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified. Water is applied through sprinklers for maximum efficiency of use, and this will continue.

Review of the application finds that there is no clear inconsistency with criteria set forth in Sec. 42-222 I. C. preventing processing of this application. At least prior to advertising, no other issues have been identified that would require further review or submittal of additional data by the applicants.

4. jstanton 11/28/2003 Legal Notice Remarks

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Comment: This application proposes to shift the place of use slightly to remove these water rights from BLM land in order to satisfy their objections to how these rights have been recommended in the Snake River Basin Adjudication. This transfer covers the Raft River rights on this farm, while a companion transfer does the same thing with the groundwater rights. The property is located along the Raft River from 2 to 4 miles above its junction with Lake Walcott.