

MEMORANDUM

Date: October 14, 2003
To: Transfer 70792
From: dcarlson
Re: transfer evaluation

This transfer proposes to add a new POD and rearrange the POU to reflect GIS map. Applicant agrees that 89.9 acres is correct.

The new POD would be moved upstream to another source to get a higher elevation for a gravity flow system, but will keep the old ditch as a back up. No reduction in CFS on this water right to allow the claimant to revert to old ditch system as decreed if need be. The new source Ferry Creek is trib to Mill creek and is the primary source for the Mill creek diversion. Water right 74 -1866 is from a different source but the same POU. Overlap condition added for this overlap

Authority to File:

Applicant provided tax notices and is the owner of record as far as SRBA claim and Lemhi Decree.

Water Right Validity:

This water right was delivered by the watermaster when available. Forfeiture is not an issue.

Injury to Other Water Rights:

Watermaster gave his approval for this transfer.

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.

SCANNED

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