

REVISED M E M O R A N D U M

Date: November 3, 2011
To: Transfer 76136 File – Wynn Dewsnap Family Revocable Trust
From: Jeanie Robertson
Re: Evaluation of Sufficiency of Information Submitted

This transfer combines 33 Groundwater rights from 20 wells authorized for the combined total diversion of 52.77 cfs and 14537.5 AF and places them in a PPU of 4907.4 acres, limited to 4,188.3 acres in a given year. There are many smaller combined limits within from previously combined rights in various systems. Then there is one all encompassing limitation of 4227.3 acres when these rights are combined with the 28 overlapping surface water rights in companion transfer 77102 for the same PPU. Putting them into one large transfer was too large for Workflow to handle, so the rights were split into two transfers, one for GW and the other for SW, even though it is one system. The PPU and points of diversion involved with the transfers are located between approximately 10 miles south to 15 miles south of Malta.

The original application proposed a final PPU of 4,947.4 acres. There were two other transfers filed by Dewsnap, 73130 creating a feedlot & 73133 creating a dairy, and when the places of use for these facilities were removed from the irrigated area the final PPU was found to be 4,907.4 acres with a limit of 4,227.3 acres within for any given season.

- **Authority to File:**
The application was filed by Wynn Dewsnap on behalf of the Wynn Dewsnap Family Revocable Trust. A lien holder letter was received from Farm Credit West agreeing to the transfers. AgTech Engineering was originally listed as the Representative for the Dewsnap's but they have been removed per the applicants statement that they no longer represent them.
- **Water Right Validity:**
All 33 of the rights (or the parent rights of 43-13657, 43-13658, & 43-13660) involved in this transfer were decreed in the SRBA on 6/28/2002. Recent aerial photos of the area show irrigation of the property so forfeiture should not be an issue.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated with proper conditioning. A 206 Condition will be needed to keep them within their acre limit in the larger PPU.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Irrigation is recognized as a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.



