

MEMORANDUM

Date: August 26, 2011
To: Transfer 77466 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the point of diversion of a 0.72 cfs Cedar Creek water right used for stockwater and for irrigation of 36 acres by moving it downstream from Bureau of Land Management lands to lands owned by the applicant in order to resolve an objection filed in the SRBA. Place of use is located approximately 16.9 to 17.3 miles west and 2.9 to 3.3 miles south of Rogerson. New point of diversion is located 17.3 miles west and 3.3 miles south of Rogerson

- **Authority to File:**
The applicant, J.R. Simplot Revocable Trust, has included a warranty deed covering all properties. IDWR records indicate the applicant owns water right 47-39A.
- **Water Right Validity:**
Water right 47-39A is recommended in the SRBA. The purpose of this transfer is to resolve SRBA objection filed on 09/19/2007 by the United States of America on behalf of Bureau of Land Management.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses 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.