

Revised MEMORANDUM

Date: November 2, 2010
To: Transfer 76754 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes correcting the claimed place of use by removing 4 acres off of BLM lands and moving 4 water rights appurtenant to the same BLM lands onto the SCI ranch (219.2 acres) as agreed to per an SRBA Stipulation. Application also proposes correcting the decreed place of use to match current irrigation practices and correct the place of use on a leased portion of water right #37-21942 to accurately represent the 177.5 acres permitted by the water right for the leased portion. SCI Ranch is located approximately 3.6 to 5.1 miles due west of Carey and is in Water District 37M. Since the application only modifies the place of use to include adjacent lands, and since there is no hydrologic change, the transfer was processed, and can be approved, without advertising.

- **Authority to File:**
The applicant, SCI Properties LLC, has included warranty deeds for all properties and included a copy of the SRBA Stipulation with the application showing that they own water rights 37-21936; 37-21938; 37-21940 and 37-21942 and have the legal authority to transfer water rights 37-21937; 37-21939; 37-21941 and 37-21943.
- **Water Right Validity:**
Water rights 37-21936; 37-21937; 37-21938; 37-21939; 37-21940; 37-21941; 37-21942 and 37-21943 were all decreed in the SRBA in November of 2009.
- **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.