

MEMORANDUM

Date: September 14, 2010
To: Transfer 76796 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes to change current place of use (572 acres) to a permissible place of use (634 acres) with no change to the points of diversion for water rights 36-2635, 36-7216 & 36-11328 that are currently appurtenant to the ground located approximately 5.5 to 6.5 miles north and 4.0 to 4.5 miles west of Paul and is associated with Water District 130. Recommend Watermaster comments, no advertisement and region approval.

- **Authority to File:**

The applicants are listed as the current owners of the rights according to IDWR records. Additionally, the applicants have provided warranty deeds for the proposed permissible place of use.

- **Water Right Validity:**

Rights 36-2635 and 36-11328 were partially decreed in the SRBA in August of 2001. Right 36-7216 was partially decreed in the SRBA in September of 2001. Review of recent aerial photography (2009) indicates the lands involved in this transfer were being irrigated at that time.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated. Rights will be limited to the total original acres as allowed under the SRBA decree. Additionally, as a condition of the approval, right holder will also be required to submit which acres will be irrigated within the proposed permissible place of use.

Local Public Interest:

No issues anticipated.

- **Beneficial Use/Conservation of Water Resources:**

Proposed use 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.