

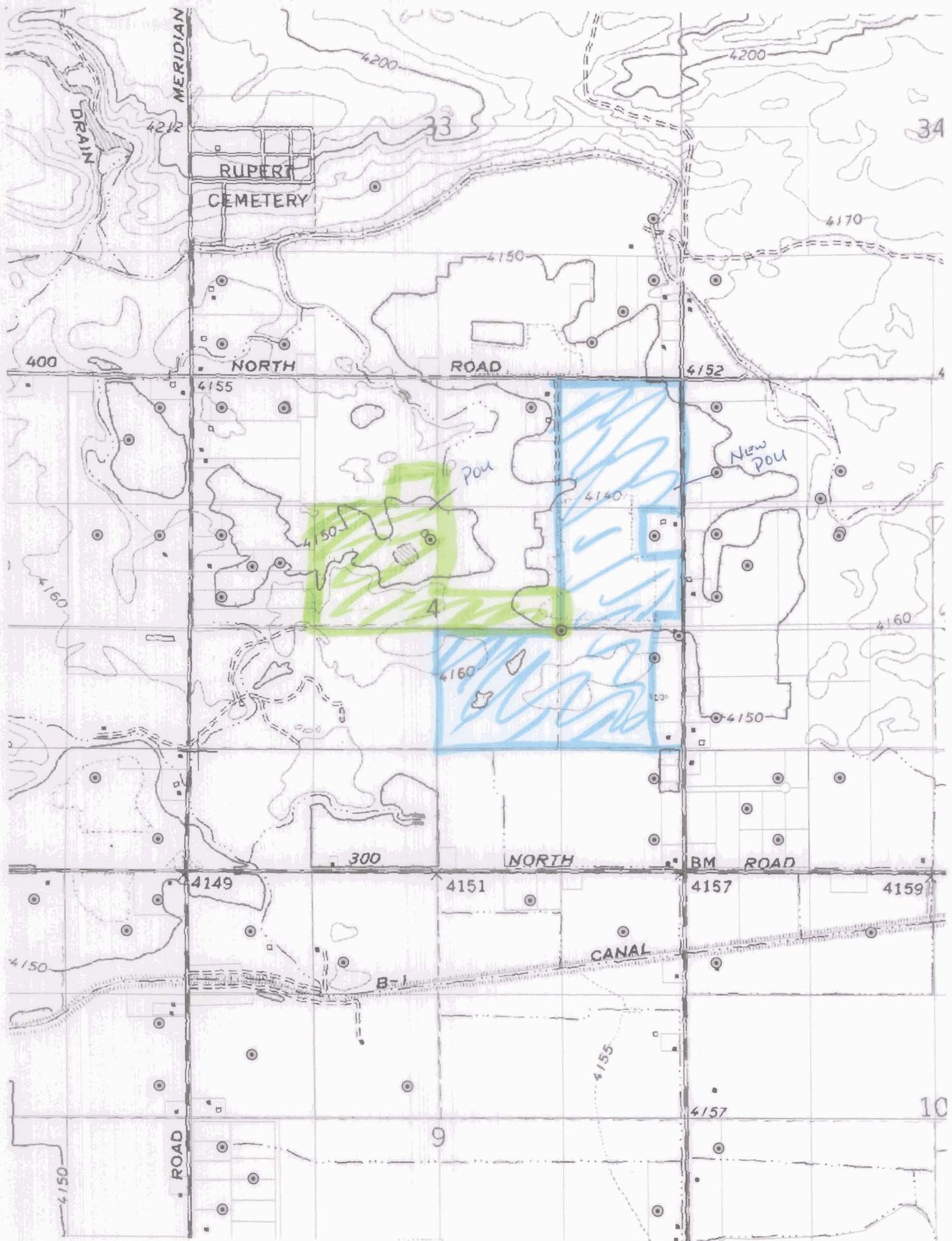
MEMORANDUM

Date: December 3, 2009
To: Transfer 74468 File
From: Benny Walker
Re: Evaluation of Sufficiency of Information Submitted

This transfer proposes to move a ground water irrigation right of 59 acres on a farm located approximately 3.5 to 3.9 miles North and 0.25 to 0.75 miles East of the City of Rupert. The transfer moves the 59 acres to a farm located approximately 3.25 to 4.0 miles North and 0.5 to 0.75 miles East of the City of Rupert. There will be no change to the existing point of diversion. This transfer moves water right 36-7170 to land adjacent the original place of use into a permissible place of use. A condition on the rights involved with the transfer indicates that they are all combined with water from the Minidoka Irrigation District (MID). Lands within the MID have the same duty of canal water per acre, so changing the place of use of a groundwater right from one farm within the MID to an adjacent farm within the MID, should not result in any potential enlargement of historical use of the ground water right. In this particular case, the place of use of the three ground water rights will also be consolidated from a potential of 203 acres to a 144 acre place of use. No hydrological impact anticipated. Recommend no advertising process.

- **Authority to File:**
The applicant is listed as the current owner of the rights being transferred according to IDWR records
- **Water Right Validity:**
Water Rights 36-7170, 36-7122, and 36-7890 were decreed in 2001 and recent aerial photos show the place of use being irrigated
- **Injury to Other Water Rights:**
None anticipated. No hydrological impact anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative issues anticipated. Recommend no advertising process and Regional approval.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water and sprinklers are to be used for irrigation.

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.





	Ac	lim	rate	PPU	comb	lim
36-7122	70	ac	1.40	cfs	144	ac* 2.38 cfs**
36-7890	74	ac	1.48	cfs	144	ac* 2.38 cfs**
36-7170	59	ac	1.48	cfs	N/A	ac 2.38 cfs*

* When 7122 and 7890 are combined they are limited to 144 ac

** All three when combined are limited to 2.38 cfs

36-7170 3-22-1971
 36 7122 2-26-1970
 36-7890 1-17-1980

are all 3 rights supplemental to Canal Shares?
 Remarks suggest so.

Canal Shares 36-7170
 36-7122
 36-7890