

MEMORANDUM

TO: Transfer # 71876 File

FROM: Corey Skinner

DATE: May 14, 2010

SUBJECT: Milner Irrigation District water

The right, 45-13621, involved with this transfer has a condition indicating that it is combined with water from Miner Low Lift Irrigation District. Examination of the place of use of this particular right indicates that it is located above the Milner Main Canal and is located outside the recommended place of use of the Milner Irrigation District's rights (basically located outside their recommended service area). It appears that this particular condition appears on right 45-13261 as a result of its parent right, 45-7280. Examination of department records indicates that right 45-7280 included lands below and above the Milner Main Canal. The right, 45-13621, involved with this transfer is a portion of right 45-7280 that is and has been located above the Milner Main Canal. A conversation with representatives of the Milner Irrigation District indicates that they have no record of delivering Milner Irrigation water to Carter or Laurel Dillman (owners of right 45-13261). It is recommended that the condition referring to water from Miner Low Lift Irrigation District be removed from this right and that the right be viewed as a primary groundwater right with no supplemental type of conditions implemented.