

MEMORANDUM

Date: March 31, 2010
To: Transfer 76374 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the recorded place of use of two Little Wood River decreed water rights, 37-405 and 37-406, that are currently appurtenant to 160 acres just west of Carey. The proposed change in place of use results in shifting some of the recorded acres onto adjacent lands in anticipation of a subdivision and sale(s) of portions of the property without the two decreed water rights. The rights are located within water district 37N and will continue to be diverted via the currently authorized diversion point. Since the shifting of portions of the place of use to adjacent lands will result in no hydrologic impact, it is recommended that this transfer be processed and approved without public notice advertising.

- **Authority to File:**
The applicant is listed as the current owner of the rights involved with the transfer according to IDWR records. In addition, copies of quitclaims deeds are included with the application showing that the applicant owns the proposed place of use. Note that a small portion of the existing place of use has already been sold at the north end of the recorded place of use. However, a quitclaim deed is included with the application that conveys any of the current owners' interest in the two decreed rights back to the applicant.
- **Water Right Validity:**
The rights involved with the transfer were decreed in the SRBA as valid rights in 2006.
- **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 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.