

# MEMORANDUM

**Date:** July 28, 2009  
**To:** Transfer 75772 File  
**From:** Corey Skinner  
**Re:** Evaluation of Sufficiency of Information Submitted

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Application filed to add a new authorized point of diversion on White Pine Canyon Creek for two water rights (45-247 and 45-297) that currently allow for the diversion of up to 3.2 cfs from White Pine Canyon Creek &/or Brim Creek for the irrigation of 127 acres within a 670.3 acre permissible place of use. The new proposed point of diversion will be located approximately 3.35 miles south and 1.7 miles west of Albion, and approximately 0.5 mile upstream of the currently described point of diversion from White Pine Canyon Creek for the two previously mentioned rights (45-247 and 45-297). The rights involved in the transfer are located within Water Districts 45F and 140.

- **Authority to File:**  
The applicant is listed as the current owner on the rights involved with the transfer.
- **Water Right Validity:**  
Rights involved with the transfer were decreed in the SRBA in January of 2008.
- **Injury to Other Water Rights:**  
None anticipated. There are no points of diversion located between the currently described point of diversion on White Pine Canyon Creek and the proposed new point of diversion on White Pine Canyon Creek.
- **Enlargement of Use:**  
None anticipated. The same limiting conditions on the rights will exist after the proposed transfer.
- **Local Public Interest:**  
No issues anticipated. Application will be subject to public notice and protest.
- **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.**