



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 8, 2008

RE: Transfers 72650, 72651

Randy and Peggy Pehrson
RT 1 BOX 32
Darlington, Id 83255

Dear Mr. and Mrs. Pehrson,

In order to complete the processing of these transfers evidence of equity between the exchanged water rights must be submitted to the department. The major issue associated with this transfer is water right 34-727B is limited to 120 acre feet per year, while 34-10237 does not have an acre foot per year limitation. Records of diversion will be needed to verify that the exchange of these water rights will not result in an increase of volume used under water right 34-10237. If a greater volume of water will be used after this transfer, this would be an enlargement under Idaho Code §42-222. Evidence of equity would consist of diversion records for both of these water rights which demonstrate that the amount diverted under each water right have been historically comparable.

If you have any questions or concerns please contact me at the number listed below.

Respectfully Submitted,

Nate Arave

Water Resource Agent

Idaho Department of Water Resources

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