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JUN - 5 2002

Department of Water Resources

MEMO

FROM: Allen Merritt
TO: Transfer File No. 69699

DATE: 6/3/2002

In the name of: Roost Potato Co
Water Right(s): 36-2324
36-15152 *objected to
36-7554
36-7829

SUBJECT: Review and Recommendation

This transfer proposes to combine two adjacent farms into one PPU for some rights recently decreed in the SRBA and one recommended but objected to in the SRBA. The transfer was data entered without all the rights being updated to the current record since T3912 was not in the database. A close review of the records should be made so that the right records are updated.

The transfer was processed without protest.

Recommendation

I recommend that this transfer be approved subject to conditions:

WATER RIGHT NO. 36 2324

- W27 This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
- GEN Rights 36-2324 and 36-15152 when combined shall not exceed a total diversion rate of 1.2 cfs, a total annual maximum diversion volume of 256 af at the field headgate, and the irrigation of 64 acres.
- GEN Right No. 36-15152 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
- W35 Rights 36-2324, 36-7554, 36-7829 and 36-15152 when combined shall not exceed a total diversion rate of 6.55 cfs, a total annual maximum diversion volume of 2500 af at the field headgate, and the irrigation of 625 acres.
- W61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 130.
- T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The

means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36 7554

- W27 This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
- GEN Rights 36-7554 and 36-7829 when combined shall not exceed a total diversion rate of 5.35 cfs, a total annual maximum diversion volume of 2244 af at the field headgate, and the irrigation of 561 acres.
- W35 Rights 36-2324, 36-7554, 36-7829 and 36-15152 when combined shall not exceed a total diversion rate of 6.55 cfs, a total annual maximum diversion volume of 2500 af at the field headgate, and the irrigation of 625 acres.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 130.
- T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
- W61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36 7829

- W27 This right is limited to the irrigation of 241 acres within the place of use described above in a single irrigation season.

- GEN Rights 36-7554 and 36-7829 when combined shall not exceed a total diversion rate of 5.35 cfs, a total annual maximum diversion volume of 2244 af at the field headgate, and the irrigation of 561 acres.
- W35 Rights 36-2324, 36-7554, 36-7829 and 36-15152 when combined shall not exceed a total diversion rate of 6.55 cfs, a total annual maximum diversion volume of 2500 af at the field headgate, and the irrigation of 625 acres.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 130.
- T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36 15152

- W27 This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
- GEN Rights 36-2324 and 36-15152 when combined shall not exceed a total diversion rate of 1.2 cfs, a total annual maximum diversion volume of 256 af at the field headgate, and the irrigation of 64 acres.
- GEN This right is based upon an enlargement of right No. 36-2324 pursuant to Section 42-1426, Idaho Code.
- 083 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
- W35 Rights 36-2324, 36-7554, 36-7829 and 36-15152 when combined shall not exceed a total diversion rate of 6.55 cfs, a total annual maximum diversion volume of 2500 af at the field headgate, and the irrigation of 625 acres.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 130.
- T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.