

MEMORANDUM

TO: Transfer No. 72756

FROM: Sharla Curtis

DATE: May 1, 2006

RE: Evaluation of Sufficiency of Information Submitted

The purpose of the transfer is to change the place of use under two rights in order to correctly identify the lands owned by shareholder John Carey.

Attorney for the applicant is Brian McMahan of Millemann, Pittenger, McMahan and Pemberton, LLP.

Authority to File: Applicant is the owner of record and registered with IDSOS, #C14471. President Schenck Remsen signed the application.

Water Right Validity: Rights presumed to be valid based on partial decrees in SRBA on 8/5/2004. 2004 NAIP photography confirms irrigation occurring within the boundaries of the place of use described.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No enlargement will occur.

Local Public Interest: No negative impacts are anticipated.

Beneficial Use/Conservation of Water Resources: Applicants propose beneficial use consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application.

The total cfs under this transfer is 24.00 cfs. The filing fee based on the entire flow would be \$1090. Since the transfer only proposes to include 21 more $\frac{1}{4}$'s than were originally listed, the fee has been proportionally calculated as follows:

21 proposed $\frac{1}{4}$'s/56 existing $\frac{1}{4}$'s = 37.5%
24.00 cfs x 37.5% = 9.0 cfs
Filing fee for 9.00 cfs = \$570

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Per a conversation with Mr. Remsen (President of Boulder Irrigation), the remark on right 65-2916 concerning exchange with Roseberry Irrigation District is still a valid remark and will be carried forward on the transfer.

Assuming protests are not filed and/or other information does not contradict the above analysis, and assuming it is determined the application should be approved, the conditions of approval listed on the draft transfer approval should be applied.