

MEMORANDUM

TO: Transfer No. 72503

FROM: Sharla Curtis

DATE: December 13, 2005

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 the current shareholders in Boulder Meadows Irrigation, Inc. The transfer will also add an 8-acre parcel to the place of use which was not previously identified under these rights. The total area will not exceed 350 acres within the corporation's boundaries.

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, #C37803. President D. John Carey 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: The two rights will continue to be limited to the irrigation of a combined 350 acres within the boundaries outlined by the transfer.

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.

Additional Information &/or Analysis:

The applicant has provided various deeds covering the lands that are to be included in the place of use under this transfer but which are not part of the existing boundaries described by the rights as decreed. The documents have been retained with the application, however, such documentation is not required for transfer approval.

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.