

M E M O R A N D U M

Date: April 19, 2005
To: Transfer 71901 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Transfer filed to change a 3.1-acre irrigation portion of two overlapping water rights (36-115C and 36-4073) to commercial use associated with a water bottling facility located approximately 1.75 miles due east of the south end of Hagerman. Three points of diversion from Tupper Spring will be utilized to provide water for the water bottling facility, stockwater, domestic, and fish propagation uses associated with the two water rights. The irrigation to commercial change is based on an irrigation requirement value for pasture (3.2 af per acre). The applicant provided a notarized statement stating that the acres being dried up were irrigated pasture. I also spoke with IDWR staff familiar with the property and reviewed water distribution records (including photos) and verified that the acres being converted to commercial use consisted of irrigated pasture. The transfer also proposes a change in ownership for right 36-4073 based on a quitclaim deed submitted with the application.

- **Authority to File:**
The applicants are listed as the current owners of record for right 36-115C and have provided a quitclaim deed from the current owners of record for right 36-4073 conveying ownership of the right to the applicants.
- **Water Right Validity:**
The base rights for the transfer are SRBA decreed rights and appear to be valid water rights.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impacts anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses 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.