

MEMORANDUM

Date: September 17, 2004
To: Transfer 66721
From: E Retelle
Re: Evaluation of Sufficiency of Information Submitted

Transfer involves rights 45-04009, 45-04013B that serve as groundwater irrigation rights for Lambert Produce, Inc. and Elquist Ranches, Inc. This transfer involves changing the point of diversion from a well that is now dry to a new well. A separate transfer (66569) corrects a legal description of the place of use of one of the rights that is incorrect. 45-04024 and 45-04025 are listed on the transfer application, but are not involved because the only common PoD with the rights being transferred is the well being abandoned.

- **Authority to File:**

Applicants are listed as current owner of rights on IDWR records.

- **Water Right Validity:**

Rights 45-04024 and 45-04025 have been claimed, along with 45-04009B, in the SRBA as 45-12450. 45-04013B has also been claimed in the SRBA. Both 45-04013B and 45-12450 have recommendations from adjudication. 45-04009A is not part of the transfer. The well in the SENE of Section 5 (old PoD) is being abandoned because it is a poor producer.

- **Injury to Other Water Rights:**

None anticipated. Water to be used on the same place of use and in the same amount as before.

- **Enlargement of Use:**

None apparent. Rights to be used in same amount and at same place of use as always.

- **Local Public Interest:**

No negative impacts anticipated.

- **Beneficial Use/Conservation of Water Resources:**

Proposed use of water is recognized as beneficial use 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.