

MEMORANDUM

Date: May 18, 2022
To: Transfer 85945
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

This application proposes to rearrange the place of use for the remaining portion of water right 34-420 and water rights 34-324B and 34-421. 14 acres of water right 34-420 were moved to a separate system through companion transfer application 85943. The proposed place of use for this application reflects changes to the irrigation system (installation of center pivots).

In addition, the application proposes to remove unused points of diversion/re-diversion from the water rights. Currently, there are two active pump stations on Warm Springs Creek. These two sites are the points of diversion for water right 34-420 and points of re-diversion for water rights 34-324B and 34-421.

Authority to File: KFF 301 Trust is the current owner of record for water rights 34-324B, 34-420 and 34-421. KFF 301 Trust is the owner of the existing and proposed places of use. The applicant has the authority to make changes to water rights 34-324B, 34-420 and 34-421.

Water Right Validity: Water rights were decreed in 2001. Aerial imagery shows consistent irrigation under the rights. Forfeiture is not an issue.

Injury to Other Water Rights: No issues identified. Watermaster for WD 34 was notified of the transfer and did not provide comment. Department published notice of the application. No protests were filed. Points of diversion will not change. Unused points of diversion will be removed from the rights.

Enlargement of Use: No issues identified. 14 acres will be taken out of production at the proposed place of use consistent with transfer 85943, leaving 124 acres for irrigation under water rights 34-324B, 34-420 and 34-421.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

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.