

MEMORANDUM

Date: August 12, 2021
To: Transfer 85082
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the place of use and point of diversion for 6.0 acres of right 35-14746.

Authority to File:

The applicant, Wayne Properties, LLC, has the authority to file.

The applicant was the owner of the water right at the time of transfer submittal, according to Department records. The pre-transfer place of use was owned by Areva Enrichment Services, LLC, according to Bonneville County taxlot data. A deed dated 4/30/2008 withheld the water right from Areva, keeping it in the name of Gold Emblem Farm. A chain of deeds linking applicant with Gold Emblem Farms is found in the backfiles of rights 35-14268 and 35-14746.

The post-transfer place of use and point of diversion are owned by Wayne Properties, LLC, according to Bonneville County taxlot data.

The application was signed by Robert Harris, attorney for the applicant.

Water Right Validity:

The water right is valid for transfer.

It was licensed in 1997. It was the subject of Transfer 74838 (approved 2009), which moved it to its current place of use. Review of post-transfer aerial photography demonstrates consistent irrigation.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.

The transfer was advertised and no protests were received.

A simulation of the transfer was performed in ESPAM2.1. Impacts to the modeled reaches of the Snake River were less than 2 AF/trimester. No mitigation is required.

Enlargement of Use:

No enlargement of use will result from this transfer's approval.

Rate, volume, nor irrigated acres are authorized to increase.

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.