

MEMORANDUM

Date: April 19, 2021
To: Transfer 84840
From: Jared Adamson
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for a portion of water right 27-12233 and all of water right 27-12223. The application proposes to transfer 6.0 acres from water right 27-12233 rather than a proportionate amount from both 27-7139 and 27-12233, both sharing a combined place of use. Water right 27-7139 is included in the application as an associated water right.

An accomplished transfer will rectify the use of a small wiper pivot irrigating portions of the NENWSE and NWNESE, Section 14, T02S, R36 without an authorized water right. The transfer will also clear up the over lap of acres being irrigated from a point of diversion assigned to 27-12223 but are located within the place of use for 27-7139 and 27-12233.

The legal description for the point of diversion for water right 27-12223 is changing from the NWNESE to the NESE, Section 14, T02S, R36E. No physical change in the location for this point of diversion is taking place.

Authority to File:

The applicant is the current owner of water rights per IDWR record and owner of the property at the proposed point of diversion and proposed place of use per Bingham County tax lot data (updated 10/28/2020). Mark Stoddard, the owner of CVRH Farm LLC, signed the application.

Water Right Validity:

Water rights 27-12233 and 27-12223 were decreed on 11 December 2006. In review of aerial photography available to the department there is no clear and convincing evidence showing that forfeiture has occurred. Forfeiture is not an issue.

Injury to Other Water Rights:

These water rights are within the ESPA and regulated by WD 120. The points of diversion as listed are within the same or adjacent ESPA Model Grid Cells. No ESPA Impact Analysis was performed. The watermaster does not oppose this application.

Enlargement of Use:

The approval of this transfer will not result in an enlargement of a water right.

Local Public interest:

No issues have been identified.

Beneficial Use/Conservation of Water Resources:

No issues have been identified.

Effect on Economy the Local Area:

No issues have been identified.

Effect on Agricultural Base of the Local Area:

No issues have been 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.