

MEMORANDUM

Date: April 26, 2021
To: Transfer 84896
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to create a combined place of use for four water rights diverted from the same well and to update ownership.

Authority to File:

The rights included in this transfer were all licensed to Dennis Ralphs. The applicant provided deeds to show ownership of most of the land covered by the four rights. Portions of the current place of use are owned by Larry Ralphs, and Kristen and Cody Ralphs. However, those owners provided water rights agreements allowing the applicant to update ownership and change the place of use as proposed in the transfer. Franklin County parcel data shows the applicant as the owner of the proposed place of use. The application was signed by the manager of the LLC.

Water Right Validity:

Rights 13-2201, 13-2214, and 13-2243 were licensed in 1967. Right 13-7103 was licensed in 1983. In 2021 a corrected license was issued to correct an erroneous combined rate limit for the four rights included in this transfer. Review of aerial photography shows regular irrigation of the licensed place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed changes. The four rights are simply being combined and rearranged on the applicant's property. The point of diversion will not change. Therefore, the application will not require legal notice since the proposed changes will have no hydrologic impact.

Enlargement of Use:

The original transfer application proposed the irrigation of 143 acres. However, upon discovery that rights 13-2214 and 13-7103 had a 6-acre overlap, the proposed place of use was reduced to 137 acres in order to avoid enlargement. The proposed transfer will not result in enlargement because the total acreage, diversion rate, and volume authorized under the rights will not increase.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Effect on Economy the Local Area:

No issues identified.

Effect on Agricultural Base of the Local Area:

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.