

MEMORANDUM

Date: March 12, 2021
To: Transfer 84570
From: Aaron Olson
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the place of use and point of diversion for a combined 13.4 acre portion of water rights 35-2837B and 35-7088. The applicant seeks to combine the 13.4 acre portion of these water rights with water right 35-8845 to create a 65.4 acres place of use. The applicant will utilize the existing point of diversion described under water right 35-8845.

Authority to File:

IDWR records show the applicant as the current owner of the water rights, and Bingham County parcel data shows they are the owners of the proposed point of diversion and most of the proposed place of use. For the small portion of the proposed place of use that is not owned by the applicant, the owners Ashlee and Reese Thompson have given consent to make the proposed changes.

Water Right Validity:

Water right 35-8845 was licensed January 4, 2002. Water rights 35-2837B and 35-7088 were decreed on February 25, 2002. Review of aerial photography shows no evidence available that would indicate five or more consecutive years of non-use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights should not be impacted by the proposed changes. The 13.4 acres at the current place of use will be dried up, and the quantity authorized to be diverted will not change as a result of the transfer. The current and proposed point of diversion are within the ESPA boundary, but an ESPA model analysis is not required because they are within adjacent ESPA model grid cells. The proposed transfer was advertised and no protests were received. The application was submitted for review to the watermaster of Water District 120 and he does not oppose this transfer. Injury does not appear to be an issue.

Enlargement of Use:

The proposed change will not result in enlargement because neither rate nor volume nor acres irrigated will increase as a result of the transfer.

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.