

MEMORANDUM

Date: February 1, 2021
To: Transfer 84666
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer rearranges and combines the places of use for Deep Creek rights 13-945B, 13-7033, and 13-7875 and ground water right 13-2171.

Authority to File:

The applicant, Bosen Land and Livestock, LLC, has the authority to file. The applicant was the owner of the three Deep Creek rights at the time of transfer submittal, according to Department records. The ground water right was in the name of Roy Andreasen at the time of transfer submittal. A chain of deeds submitted with the application, all silent on water rights, connects Andreasen to the applicant on all of the land covered by 13-2171. The ownership of 13-2171 was updated accordingly. The applicant owns the pre-transfer and post-transfer place of use, according to Franklin County taxlot data.

Water Right Validity:

The water rights are valid for transfer. Deep Creek rights 13-945B, 13-7875, and 13-7033 were decreed in 1920 and licensed in 1979 and 1984 respectively, while groundwater right 13-2171 was licensed in 1958. A review of the backfiles and aerial photography demonstrates that 365 acres as proposed for transfer are valid. For additional information see the field examination for right 13-7033, which found the Deep Creek rights being used on a combined 365 acres, as well as ownership change memo in the backfile to right 13-945B. In practice, 13-2171 is used as a supplemental right for 13-945B, 13-7875, and 13-7033.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer's approval.
The Watermaster of Water District 11 was notified of the transfer and did not object to its approval.

Enlargement of Use:

No enlargement of use will result from this transfer. Rate, volume, nor irrigated acres are authorized to increase. Combined rights remain below 0.02 cfs/acre on the place of use. A standard season of use was added to the Irrigation portion of 13-2171.

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.