

MEMORANDUM

Date: March 10, 2021
To: Transfer 84665
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion place of use for the irrigation portion of water right 29-2285 and all of water right 29-4227. The applicants filed this transfer in response to a unauthorized water use letter (E2020-1648) sent by IDWR in October 2020. The applicants seek to rearrange the place of use for these water rights to cover approximately 16.0 acres of farmland that has historically been irrigated without a water right. Pasture ground just east of farmland will not be irrigated. The applicants are seeking to rent water from the water supply bank for the pasture land. Pasture will be not be irrigated unless a rental can be secured. The point of diversion for the water rights is being change to the actual well location.

The transfer application lists 0.62 cfs as the total authorized under the rights and the total amount of water being transferred or changed. This is in error. the total authorized and total being transferred should be 0.58 cfs (the irrigation portion of the rights). No re-advertisement is needed. The transfer approval document will reflect the correct rate of 0.58 cfs.

Authority to File:

The applicant's provided warranty deeds and a consent letter showing ownership to all of water right 29-4227 and the irrigation portion of water right 29-2285. Ownership to the domestic portion of water right 29-2285 is being updated through this transfer. Paul and Kimberly Hartman submitted an ownership change and provided a warranty deed showing ownership to the domestic portion. Spencer and Kimberly Hildreth signed the application. A portion of water right 29-2285 overlaps onto property owned by Keith Hildreth. Keith provided a signed statement consenting to the transfer application and the ownership change.

Water Right Validity:

Water rights were decreed in 2004. Aerial photography available to IDWR shows consistent irrigation. forfeiture is not an issue.

Injury to Other Water Rights:

Water rights reside just outside the ESPA ground water management area and are not currently regulated by a water district. Location of the current points of diversion and the proposed point of diversion are in close proximity. This transfer was advertised and there are no protests. No injury issues identified.

Enlargement of Use:

No issues identified. Applicants are seeking to obtain a water supply bank rental to irrigate pasture.

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.