

MEMORANDUM

Date: November 4, 2020
To: Transfer 83414
From: Amanda Fowler
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change a common point of diversion for 35 water rights. These 35 rights were recently created through a series of ownership change splits. The irrigation system consists of six interconnected wells used to supply water to multiple pivots. The system is operated by the Crapo family. The rights were split as a result of family estate planning work. Because the system is still operated as a single, combined irrigation system, the point of diversion change can be accomplished through a single transfer application.

Authority to File: Application was signed by Robert Harris, attorney for the Crapo family. Robert Harris also filed the previous ownership changes for the various Crapo entities. The State of Idaho (Department of Lands) and Norvue Farms General Partnership are joint owners of record for water rights 22-13946, 22-13948, 22-13950, 22-13952 and 22-13954. The authorized place of use for those rights is located entirely on property owned by the State of Idaho. The partial decrees for those rights included the following condition: "The ownership of this water right is governed by a private agreement executed by the Idaho Department of Lands and Norvue Farms General Partnership dated March 23, 2010." Applicants provided an email from Idaho Dept of Lands consenting to the proposed change.

Water Right Validity: Water rights were decreed in 2010. All acres have been irrigated consistently since that time period.

Injury to Other Water Rights: No apparent issues. Point of diversion is being moved 700 feet north of the original well. Existing point of diversion and proposed point of diversion are located within the same QQ. The point of diversion description for the original well was to the 10-acre tract (SWNWNE) even though the original well was right on the line between the NWNWNE and the SWNWNE. Replacement well is within the NWNWNE. Replacement well (proposed point of diversion) was constructed in December 2014 and has been used since that time. There are no other ground water wells within 1/4 mile of the proposed point of diversion. Proposed point of diversion is farther away from the nearest ground water well than the abandoned well. Department processed application without public notice. Watermaster does not oppose transfer.

Enlargement of Use: The proposed change will not result in enlargement because neither rate nor volume nor irrigated acreage 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.