

MEMORANDUM

Date: September 21, 2020
To: Transfer 84389
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to rearrange 3 water rights within a combined place of use in order to cover the land currently being irrigated.

Authority to File:

An ownership change was processed in 2019 for the water rights included in the transfer. The transfer was signed by each of the four current owners. The fifth applicant, Merlin Sharp, signed the transfer in order to confirm current ownership and to give his assent to the transfer, since a portion of the proposed place of use is on his property. Jefferson County parcel data show the applicants as owners of most of the current and proposed places of use. A small portion of the proposed POU is owned by Diane Raymond. The application contains a letter from her giving assent to the transfer.

Water Right Validity:

The rights included in this transfer were decreed in the SRBA in 1998. Review of post-decree photography shows consistent irrigation of the current place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

There is no evidence that the proposed change will reduce the quantity of water available to other water rights. The place of use is simply being rearranged to more accurately depict the acres currently being irrigated. Neither the points of diversion nor the quantity authorized to be diverted will change as a result of the transfer. The application will not require legal notice since the proposed changes will have no hydrologic impact. The Water District 1 Watermaster reviewed the application and did not oppose its approval.

Enlargement of Use:

The proposed change will not result in enlargement because neither rate nor irrigated acreage will increase as a result of the transfer. Ground water right 35-8940 is stacked with rights 35-2145B, 35-2919A, and 35-13204 in the NW1/4 of Section 3. However, the proposed place of use does not include a change in the Section 3 acres. The rights will remain stacked, so there will be no enlargement.

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.