

MEMORANDUM

Date: March 11, 2020
To: Transfer 83530
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to split 107.7 acres from 74-1556 and change the place of use for the split acres. This transfer is being submitted in association with Transfer 83535. The purpose of the transfers is to split 107.7 acres from the senior water right (74-1556), and move those acres to cover three half pivots, currently irrigated by junior water right (74-1562). Transfer 83535 proposes to move the junior water right and create a combined place of use at the current place of use with the remaining acres from water right 74-1556.

Authority to File:

The applicant, McFarland Livestock Co., is the current water right owner on record. The signees, Tex and Thayne Kauer, are directors and are authorized to make the proposed changes to the water right. Lemhi County taxlot data shows that the applicant is the owner of the current and proposed place of use.

Water Right Validity:

The right included in this transfer was decreed in the SRBA in 2012. Review of 2015 aerial photography shows growing vegetation on the current place of use. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

Other water rights do not appear to be injured by the proposed change. The place of use is being changed for the split portion of water right 74-1556, and the proposed place of use is within close proximity to the current place of use. Neither the points of diversion nor the quantity diverted will change as a result of this transfer. The watermaster for Water District 74 was contacted, and he requested that the proposed changes be advertised. The transfer was advertised and did receive a protest. The protest was withdrawn without conditions.

Enlargement of Use:

The proposed changes do not appear to result in enlargement because neither the rate, volume nor irrigated acres will increase as a result of this transfer. There are no overlapping water rights on the place of use.

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.