

MEMORANDUM

Date: October 24, 2019
To: Transfer 83708
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to combine two rights into a single place of use in order to accurately reflect changes to the irrigation system.

Authority to File:

The applicants are the current water right owners of record. Bingham County tax lot data show the applicants as the owners of the current and proposed places of use, except for about half an acre. However, the proposed transfer will not change the place of use on the half acre.

Water Right Validity:

Both rights were decreed in the SRBA in 2002. Post-transfer photography shows regular irrigation of the 36 acres authorized under the rights. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change in place of use. The place of use is simply being rearranged to more accurately describe irrigated acres. Neither the point of diversion nor the quantity authorized to be diverted will change as a result of the transfer. Since it is clear that the proposed change will not adversely impact other water rights, this application will not require public notice. The watermaster of Water District 120 reviewed the application and did not oppose its approval.

Enlargement of Use:

The proposed change will not result in enlargement because the total acreage, diversion rate, and volume authorized for irrigation under the rights will not increase.

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.

MEMORANDUM

Date: October 23, 2019
To: Transfer 83708
From: Michael Holliday
Re: Legal Notice Not Required

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.