

MEMORANDUM

Date: July 9, 2019
To: Transfer 83244
From: Jeff Nield
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the point of diversion for rights 35-13677, 35-13679, and 35-13681 to reflect a single well on the applicant's property.

Authority to File:

Department records show the applicant as the current owner of the water rights. Bingham County taxlot data also shows the applicants as the owner of the parcel for the proposed point of diversion.

Water Right Validity:

The rights proposed to be transferred were decreed in the SRBA in 2002. During a review of aerial imagery it appears the place of use has gone through a period of 5 or more years of non-use. The applicants submitted an acceptable defense to forfeiture which states that all four wells listed as the point(s) of diversion for the water rights are not on property that is owned or accessible by the applicant.

Injury to Other Water Rights:

The point of diversion is proposed to be moved within an adjacent ESPA model cell, therefore an ESPA analysis is not required. The proposed transfer was advertised and no protests were received. The application was submitted to the watermaster for review and he does not oppose the transfer. Injury does not appear to be an issue.

Enlargement of Use:

The proposed change will not result in an increase in rate, volume, nor irrigated acres. Enlargement does not appear to be an issue.

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.