

MEMORANDUM

Date: March 27, 2019
To: Transfer 83096
From: Jared Adamson
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to add a point of diversion and rearrange the place of use for water right 35-2178H. The additional point of diversion will be used to supply water for four potato storage cellars. Both points of diversion will be located in the NENE of Section 22 in Township 03S, Range 33E within Bingham county.

The place of use will be rearranged to better reflect actual application of waste water from the potato fresh pack facility and to reflect the actual property owned by the applicant.

Authority to File:

The applicant is the current owner of water right 35-2178H per IDWR record. According to Bingham County tax lot data, the proposed place of use is owned by Wada Family LLC. The application was signed by Albert and Christine Wada. It was also signed by Brian Wada on behalf of Wada Family LLC.

Water Right Validity:

Water right 35-2178H was decreed on 5/20/2002. In review of aerial photography available to the department there is no clear and convincing evidence showing that forfeiture has occurred. Forfeiture is not an issue.

Injury to Other Water Rights:

These water rights are within the ESPA and regulated by WD 120. The points of diversion are within the same ESPA model cell. No ESPA analysis is required. This transfer was advertised and there are no protests. The Watermaster does not oppose the application.

Enlargement of Use:

The approval of this transfer will not result in an enlargement of water right.

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.