

MEMORANDUM

Date: April 22, 2019
To: Transfer 83095
From: Jeff Nield
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to rearrange the place of use of rights 27-23F, 27-27D, 27-12032 to reflect the current irrigation practices.

Authority to File:

The applicant provided a personal representatives deed showing conveyance of the land and water rights from the current water right owner to the applicant. The application was signed by Scott Stecklein, who is an authorized representative of the LLC.

Water Right Validity:

The rights proposed to be transferred were decreed in the SRBA in 2006 and 2011. Based on aerial photography, the entire 70 acres authorized by the water rights were irrigated in 2015 and 2017. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

The proposed transfer is unlikely to injure other water rights. The place of use is simply being rearranged to reflect the current irrigation practices. Neither the points 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 affect other water rights, this application will not require public notice. The watermaster is not opposed to the transfer approval.

Enlargement of Use:

The proposed change does not appear to result in an enlargement of the rights. Neither rate, nor volume, nor irrigated acreage will increase as a result of the transfer.

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: April 25, 2019
To: Transfer 83095
From: James Cefalo
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.