

NOV 01 2018

DEPARTMENT OF  
WATER RESOURCES

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. \_\_\_\_\_

82812

**MINIMUM REQUIREMENTS CHECKLIST**  
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Name of Applicant(s) John L Harris and Susan Kay Harris Family Trust

**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**

Yes N/A \* Means the item is always required and must be included with the application.

- ☒ \* Completed Application for Transfer of Water Right form, Part 1.
- ☐ \* Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ \* Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ \* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ \* Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

**Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.**

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. \*\*
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). \*\*  
\*\* Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at [www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm](http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm).
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ \* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☐ #10 Other. Please describe: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
NOV 01 2018  
DEPARTMENT OF  
WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) John L Harris and Susan Kay Harris Family Trust Phone 208-865-2435

Mailing address PO BOX 86, Carmen ID 83462 Email \_\_\_\_\_

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative \_\_\_\_\_ Phone \_\_\_\_\_

Mailing address \_\_\_\_\_ Email \_\_\_\_\_

- ☐ Send all correspondence for this application to the representative and not to the applicant.  
**OR**
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.  
**OR**
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Susan Kay Harris  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

Oct, 29 2018  
Date

John L. Harris  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

10/29/2018  
Date

### A. PURPOSE OF TRANSFER

- ☐ Change point of diversion  
☐ Change nature of use

☐ Add diversion point(s)  
☐ Change period of use

☒ Change place of use  
☐ Other \_\_\_\_\_
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.  
 Irrigation has not historically occurred where decreed. 4 acres has always been irrigated in NWNW Sec 29. One of these acres will be relocated to another field and the original field reduced in size.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1.                                                                          | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use  | Source & Tributary         |
|-----------------------------------------------------------------------------|--------------|-----------------------|---------------|----------------|----------------------------|
| All or Part<br><input checked="" type="checkbox"/> <input type="checkbox"/> | 75-14484     | 0.16                  | Irrigation    | 04/01 to 11/01 | Fourth of July Ck/Salmon R |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to             |                            |

should be  
75-14844  
see attached  
power report

Total authorized under rights 0.16 cfs and/or \_\_\_\_\_ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.16 cubic feet per second and/or \_\_\_\_\_ acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.  
Label it **Attachment #5**.

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|-------|-----|---|---|---|-----|-----|-----|--------|--------|---------------------|
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |
|       |     |   |   |   |     |     |     |        |        |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp                              | Rge | Sec | NE ¼ |     |    |    | NW ¼ |    |    |    | SW ¼ |    |     |    | SE ¼ |    |    |    | Acre Totals |
|----------------------------------|-----|-----|------|-----|----|----|------|----|----|----|------|----|-----|----|------|----|----|----|-------------|
|                                  |     |     | NE   | NW  | SW | SE | NE   | NW | SW | SE | NE   | NW | SW  | SE | NE   | NW | SW | SE |             |
| 24N                              | 22E | 20  |      |     |    |    |      |    |    |    |      |    | 0.2 |    |      |    |    |    | 0.2         |
| 24N                              | 22E | 29  |      | 3.8 |    |    |      |    |    |    |      |    |     |    |      |    |    |    | 3.8         |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
|                                  |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |     |    |    |      |    |    |    |      |    |     |    |      |    |    |    | 4.0         |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 1 Continued**

## 5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:  
Existing shared ditch and adjustable headgate. Water is taken from ditch in 2" pipes to sprinklers. Measuring device will be installed by water users when required.

- b. Who owns the property at the point(s) of diversion? Don Bellamy  
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:  
existing ditch

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?  
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: \_\_\_\_\_

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?  
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:  
A portion of the large field will be dried up to move one acre to a field across Cottonwood Creek. Irrigation has never occurred where the right was decreed.
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

**Yes No**

- ☐ ☒ undergone a period of five or more consecutive years of non-use,  
☐ ☒ currently leased to the Water Supply Bank,  
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or  
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

Close

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

10/26/2018

WATER RIGHT NO. 75-14844

| <u>Owner Type</u> | <u>Name and Address</u>                                                                            |
|-------------------|----------------------------------------------------------------------------------------------------|
| Current Owner     | JOHN L HARRIS & SUSAN KAY HARRIS FAMILY TRUST<br>PO BOX 86<br>CARMEN, ID 83462<br>2088652435       |
| Original Owner    | WELLS FARGO BANK NORTHWEST NA<br>LOAN SUPPORT TEAM<br>999 MAIN ST<br>BOISE, ID 83702<br>2083935545 |
| Original Owner    | JACK R COPELAND<br>HCR 10 BOX 40<br>CARMEN, ID 83462<br>2088652451                                 |
| Original Owner    | SHIRLEY COPELAND<br>HCR 10 BOX 40<br>NORTH FORK, ID 83466                                          |

Priority Date: 04/01/1896

Basis: Decreed

Status: Active

| <u>Source</u>        | <u>Tributary</u> |
|----------------------|------------------|
| FOURTH OF JULY CREEK | SALMON RIVER     |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 08/01     | 0.16 CFS              |               |
| IRRIGATION            | 08/02       | 11/01     | 0.12 CFS              |               |
| Total Diversion       |             |           | 0.16 CFS              |               |

82812

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

**A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)**

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.  
Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

**FOR DEPARTMENT USE ONLY**

Transfer contains 1 pages and 1 attachments.

Received by [Signature] Date 11/1/18 Preliminary check by \_\_\_\_\_ Date \_\_\_\_\_

Fee paid 200 Date 11.7.18 Received by [Signature] Receipt # C105-842

Add'l fee paid \_\_\_\_\_ Date \_\_\_\_\_ Received by \_\_\_\_\_ Receipt # \_\_\_\_\_

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Trust and that it correctly states the terms and conditions under which the trust estate is to be held, managed, and disposed of by the Trustees. We, as Trustees, approve the Declaration of Trust in all particulars and request that the Trustees accept the same. We, John L. Harris and Susan Kay Harris, as Trustees, accept this appointment.

Executed at Salmon, Idaho this March 23, 2015.

John L. Harris  
JOHN L. HARRIS, Trustor, Trustee

Susan Kay Harris  
SUSAN KAY HARRIS, Trustor, Trustee

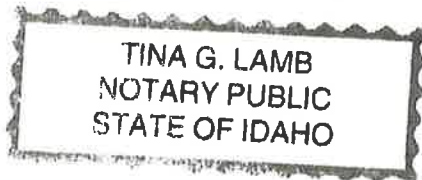
STATE OF IDAHO           )  
                                          ) ss.  
COUNTY OF LEMHI       )

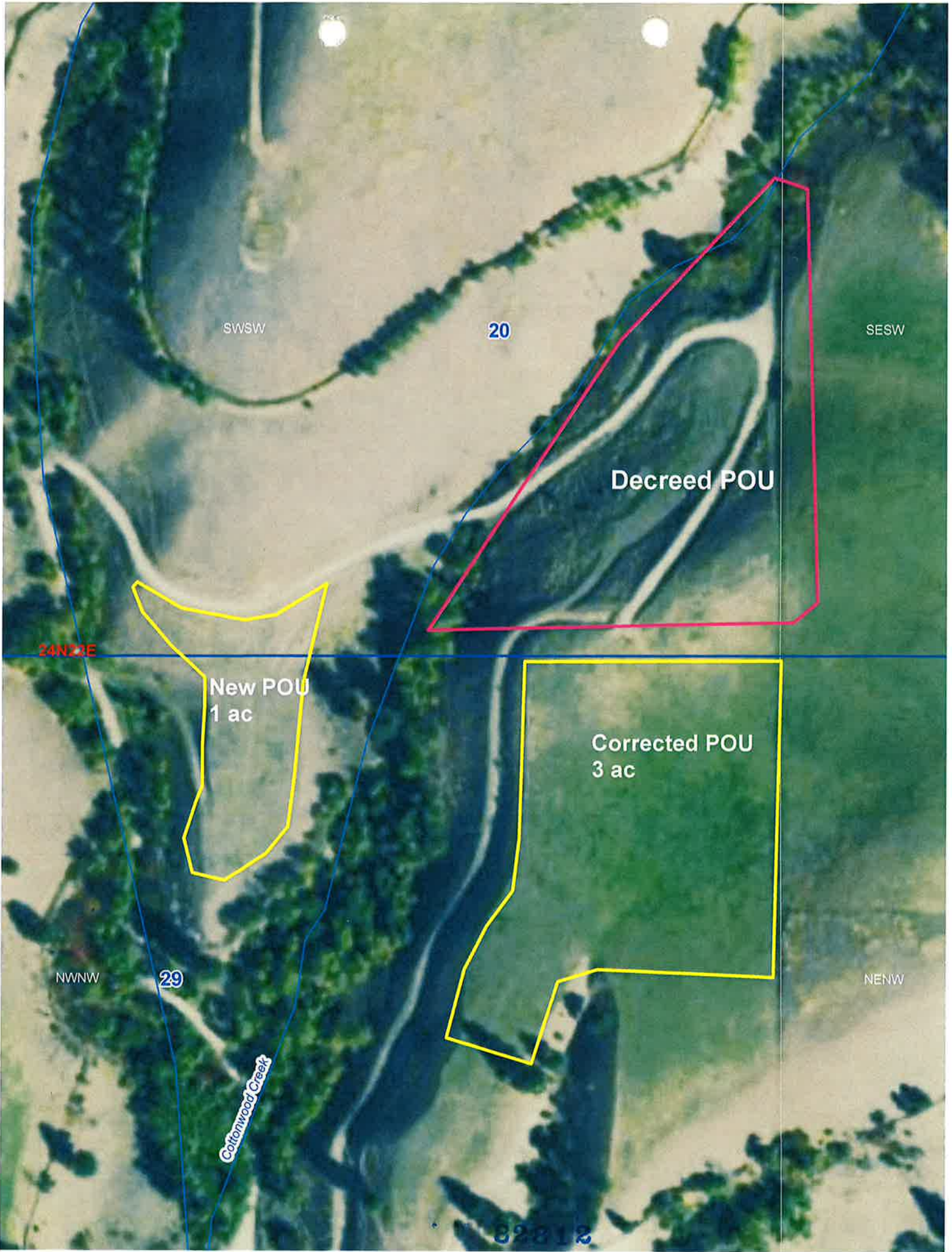
On this 23<sup>rd</sup> day of March, 2015, before me, a notary public in and for said State, personally appeared **JOHN L. HARRIS and SUSAN KAY HARRIS**, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Tina G. Lamb  
notary public

residing at: 603 Shop St, Salmon, Idaho

My Comm. Expires: 4-12-2018





SWSW

20

SESW

Decreed POU

24N23E

New POU  
1 ac

Corrected POU  
3 ac

NWNW

29

NENW

Cottonwood Creek

32812

## Ritter, Ashley

---

**From:** Yenter, Cindy  
**Sent:** Monday, March 11, 2019 10:28 AM  
**To:** Ritter, Ashley  
**Subject:** RE: Harris, B75

The authorized flow of this right is less than 0.24, but the right is diverted in a ditch with 4 other rights and the total authorized diversion is a little more than 3.5 cfs. The flow chart doesn't account for these situations. However, this area is not yet regulated and there has been no general meas order issued. So it does not seem equitable to impose the measurement requirement on one user in a common system, and not the others.

Bottom line, the measurement flow chart doesn't cover everything, so thanks for asking.

Given the situation I would prefer to stick with 01H, 197 and 198. 196 is not necessary. Measurement will be ordered in this area in the next couple of years and then it will become the collective responsibility of all the users on the ditch to install the device.

**From:** Ritter, Ashley  
**Sent:** Monday, March 11, 2019 9:58 AM  
**To:** Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>  
**Subject:** FW: Harris, B75

Cindy,

Finishing up processing transfer #82812 for water right #75-14844. I was using the department measuring device condition flow chart and it suggests condition 01H and 197 for this transfer. I wanted to get your thoughts on these conditions since the POD is not changing just the POU. Thanks.

**From:** Ritter, Ashley  
**Sent:** Thursday, December 13, 2018 2:11 PM  
**To:** Yenter, Cindy <[Cindy.Yenter@idwr.idaho.gov](mailto:Cindy.Yenter@idwr.idaho.gov)>  
**Subject:** RE: Harris, B75

Cindy,

Yes an application for transfer (75-14844) was also submitted. I have not processed it yet (have not received training on transfers yet). I will begin the transfer process for 75-14844 next week, once I go through training. If you have any other questions please let me know.

Ashley M. Ritter, E.I.T., G.I.T.,  
Associate Engineer  
IDWR-State Office  
(208) 287-4907

**From:** Yenter, Cindy  
**Sent:** Thursday, December 13, 2018 1:55 PM  
**To:** Ritter, Ashley <[Ashley.Ritter@idwr.idaho.gov](mailto:Ashley.Ritter@idwr.idaho.gov)>  
**Subject:** Harris, B75

Hi Ashley – in addition to application 75-14926 did Harris also submit an application for transfer of 75-14844? The POU for this right is in the wrong location and we had discussed a transfer to change it.

*Cindy Yenter  
Idaho Dept of Water Resources  
Salmon Field Office  
102 S Warpath, Salmon ID 83467  
[cindy.yenter@idwr.idaho.gov](mailto:cindy.yenter@idwr.idaho.gov)  
208-742-0655  
208-731-0901 cell*

## MEMORANDUM

**Date:** March 11, 2019

**To:** Transfer  
82812

**From:** Ashley Ritter

**Re:** Review & Evaluation of Sufficiency of Information

**Purpose:** The department received an application for transfer of water right from John L Harris and Susan Kay Harris on November 01, 2018. The application proposes changing the place of use (POU) for water right 75-14844. No change to the point of diversion (POD) is proposed.

Water right 75-14844 authorizes 0.160 cfs for the irrigation of 4.0 acres located within T24N, R22E, Sec 20.

**Authority to File:** According to available Lemhi County tax lot information, the current and proposed POU is owned by John L Harris and Susan Kay Harris. Water right 75-14844 is in the name of John L Harris & Susan Kay Harris Family Trust. Both right holders signed the transfer application.

**POUs:** The transfer application proposes a new place of use located on land owned by the applicants (confirmed with Lemhi County tax lot information). 0.2 acres within T24N, R22E, Sec 20 SWSW and 3.8 acres within T24N, R22E, Sec 29 NWNE.

**PODs:** The POD is sourced from Fourth of July Creek, a tributary to the Salmon River, located within T24N, R22E, Sec 20 SENE. No change to the current POD is proposed.

**Water Right Validity:** 75-14844 was decreed in March of 2009. There are no concerns of forfeiture. Water right 75-14844 is a child right of the parent water right 75-00135. Water right 75-00135 was claimed within the SRBA in April of 1990. The parent right was claimed prior to the Wild & Scenic Water Rights decree in November 2004. Processing Memo #70 states that all of the Wild & Scenic water rights are subordinate to all water right claims filed in the SRBA as September 1, 2003. Therefore, Wild and Scenic Processing conditions will not be applied to this transfer.

**Injury to Other Water Rights:** If the transfer is approved, the water right record will more accurately reflect historic irrigation practices. The transfer will not change the amount of water currently being diverted for the above mentioned right. The POU is on land owned by the applicants. Legal advertisement is not anticipated. There appears to be no potential for injury to other water rights.

**Enlargement of Use:**

This transfer proposal will not authorize additional overall diversion of water nor any increase in beneficial use for the current water right.

**Local Public Interest:** There are no apparent issues identified.

**Beneficial Use/Conservation of Water Resources:** This proposed transfer will not change the authorized beneficial use under this right. The transfer appears consistent with the conservation of water resources in Idaho.

**Effect on Economy the Local Area:** No negative effect is anticipated from this transfer.

**Effect on Agricultural Base of the Local Area:** No negative effect is anticipated from this transfer

**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:** January 24, 2019  
**To:** Transfer 82812  
**From:** Ashley Ritter  
**Re:** Legal Notice Not Required

Legal Notice Not Required  
1/24/2019

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.