

MEMORANDUM

Date: January 18, 2019
To: Transfer 82964
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer rearranges the place of use for rights 35-7968A, 35-8660A, and 35-14209. This is the second of two transfers filed simultaneously on right 35-14209. This transfer's approval reflects the reduction in rate, volume, and irrigated acres authorized by the splitting of right 35-14209 in companion Transfer 82959. The combined limits for the three water rights in this transfer reflect that split.

Authority to File:

The applicant, County Line Farms, has the authority to file. According to the Idaho Secretary of State, County Line Farms is the assumed business name for Monte, Dianne, and Carolene Funk. Monte and Carolene Funk signed the Application. At the time of transfer submittal, Monte and Carolene Funk were the water right owners of record. The pre-transfer and post-transfer places of use are owned by either Monte Funk or Monte and Carolene Funk, according to Power County taxlot records.

Water Right Validity:

The water rights are valid. Rights 35-8660A and 35-14209 were licensed in 1995. Right 35-7968A was decreed in 2002. Review of post licensing/deed aerial photography demonstrates consistent irrigation.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer. The Watermaster for Water District 120 was notified of the change and did not comment.

Enlargement of Use:

No enlargement of use will result from this transfer's approval. Rate, volume, nor irrigated acres are authorized to increase.

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: February 19, 2019
To: Transfer 82964
From: Cooper Fritz
Re: Legal Notice Not Required

~~Legal Notice Not Required~~
~~2/19/2019~~

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.