

MEMORANDUM

Date: November 30, 2018
To: Transfer 82859
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to rearrange the place of use of water right 35-8021 in order to accurately reflect the current irrigated acres in each quarter-quarter.

Authority to File:

An ownership change was processed earlier this year, confirming that the applicant is the current owner of right 35-8021. The applicant purchased the water right from DC Farms, which is still the owner of the place of use. The applicant has a lease agreement with DC Farms for the continued use of the water right on the property. The application was signed by an attorney authorized to sign on behalf of Wayne Properties.

Water Right Validity:

Right 35-8021 was decreed in the SRBA in 2002. Post-transfer photography shows regular irrigation of the 218 acres authorized under the right. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change in place of use. The place of use is simply being rearranged to more accurately describe irrigated acres. Neither the point 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 impact other water rights, this application will not require public notice. The watermaster of Water District 120 reviewed the application and did not oppose its approval.

Enlargement of Use:

The proposed change will not result in enlargement because the total acreage, diversion rate, and volume authorized for irrigation under the right will not increase.

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.