

MEMORANDUM

Date: August 14, 2018
To: Transfer 82528
From: Jeff Nield
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion of rights 31-11913 and 31-11915 to reflect the current and accurate point of diversion for the two water rights.

Authority to File:

The applicant recently filed for a change of ownership, and department records show the applicant as the current owner of the water rights. Clark County taxlot data also shows the applicant as the owner of both the current and proposed points of diversion. The transfer application was signed by an authorized officer of Brown Delta II LLC.

Water Right Validity:

The rights proposed to be transferred were decreed in the SRBA in 2003 and 2004. 2011, 2015 and 2017 aerial photography show consistent irrigation. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change. The irrigated acres nor the quantity authorized to be diverted will not change as a result of the transfer. The proposed transfer was advertised for public notice and no protests were submitted. The watermaster will also have the opportunity to review the application prior to transfer approval.

Enlargement of Use:

The proposed change will not result in enlargement of use because neither rate, nor volume, nor irrigated acres 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.