

MEMORANDUM

Date: June 28, 2018
To: Transfer 82394
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for a 45-acre portion of water right 35-4120. The split portion will be combined with water right 35-7981 to create an 86 acre place of use. This transfer updates the water rights to reflect the current irrigation system. A pivot was installed prior to 2004. The lower half of the pivot was covered by water right 35-4120 even though the pivot was supplied water from the authorized point of diversion for 35-7981. This transfer corrects that discrepancy, assigning the correct amount of water rights to the 35-7981 well. The transfer also changes the place of use for water right 35-7981 to reflect the current irrigation configuration.

Authority to File: Application was signed by Gary Seamons, an authorized trustee for the Gary W. & Shirley Seamons Family Trust. Existing places of use and proposed places of use are owned by the Seamons Family Trust according to Bingham County taxlot data. Water rights are currently in the name of Gary Seamons. Application included a deed from Seamons to the Seamons Family Trust. Water right ownership will be updated within the transfer approval.

Water Right Validity: Water rights were decreed in 2002. Aerial photography confirms consistent irrigation occurring under water rights 35-4120 and 35-7981.

Injury to Other Water Rights: No injury issues identified. Proposed point of diversion is located 1/3 mile north of the existing point of diversion. Proposed point of diversion has been diverting 45 acres of water right 35-4120 since 2004. No transfer tool model analysis required.

Enlargement of Use: No issues identified.

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.