

MEMORANDUM

Date: December 1, 2017
To: Transfer 81989
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer rearranges the place of use for right 13-7128. It moves five acres from the NESWSW of Section 14 to the W1/2 SESESE of Section 15, both of T14S R38E.

Authority to File:

The applicant, Ronald Mumford, has the authority to file.

Ronald Mumford was the water right owner of record at the time of transfer submittal. His signature appears on the application.

According to Franklin County taxlot data, the land from and onto which the acres are being moved was owned by Betty Jo Mumford as of May 3, 2017. The applicant provided a copy of Betty Jo Mumford's death certificate, which was filed on July 13, 2006. The applicant also provided an "Affidavit and Acceptance of Trusteeship," dated December 10, 2012, that allows for him to sign on behalf of Betty Jo Mumford in her capacity to sign for the GE Mumford Family Trust. The GE Mumford Family Trust, in turn, is the actual owner of the land, per a "Personal Representative's Deed," numbered 192561 and submitted with the application.

Water Right Validity:

The water right is valid.

The right was licensed in 1986.

Review of post-licensing aerial photography demonstrates consistent post-licensing irrigation.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.

The place of use is within the Twin Lakes Canal Company service area, but only Clifton Irrigation Company shares are used.

Enlargement of Use:

No enlargement of use will result from this transfer's approval.

This transfer was one of two submitted simultaneously. Together they serve to swap five acres each of rights 13-137 and 13-7128. Thus the acres removed from coverage by 13-7128 as part of this transfer will be covered by a split portion of right 13-137, in accordance with companion Transfer 81988.

Rate, volume, nor irrigated acres are authorized to increase as a result of 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.