

MEMORANDUM

Date: March 28, 2016
To: Transfer 80772
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the place of use for water right 35-2308A. Right 35-2308A authorizes the irrigation of 78 acres. The applicant seeks to move 14.0 acres from the NESW of Section 28, 03S, 33E to the their property in the SWNE and SESE of Section 29, 03S, 33E.

Authority to File:

Charles Rossi and Vivian Rossi are the current owners of right 35-2308A per IDWR record. Charles Rossi who is deceased (death certificate) will be removed as a owner of the water right. Vivian Rossi is the current owner of the property at the proposed place of use per Bingham County taxlot data. The property in the NESE of Section 28, 03S, 33E is owned by Donald and Tonya Anthes. The applicant sold the property to the Anthes while retaining ownership of right 35-2308A. The Anthes signed a statement indicating they have no interest in right 35-2308A. Charlene Rossi who has power of attorney for the Vivian Rossi signed the application.

Water Right Validity:

Decreed in 2012. Aerial photography shows land consistently irrigated. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. The point of diversion is not changing. This transfer will be processed with no advertisement. The watermaster does not oppose the transfer.

Enlargement of Use:

No issues identified.

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.