

MEMORANDUM

Date: April 30, 2015
To: Transfer 80009
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer rearranges the POU for rights 22-7065, 22-7085, and 22-12765 to reflect current usage. It was filed in response to a letter notifying the water right holder of unauthorized irrigated acres. The transfer also adds a condition to the water rights allowing for irrigation during the full irrigation season of use.

Authority to File:

The applicant, Randy Hughes, has the authority to file.
The applicant is the owner of the three water rights according to the department's database.
The applicant is the owner of the land from and onto which the water rights are being rearranged, according to Fremont County taxlot data.

Water Right Validity:

The water rights are valid. They were decreed on 3/19/2009. Review of post-decree aerial photography indicates consistent irrigation.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.
No physical changes will result from this transfer. It serves simply to update the department's database.

Enlargement of Use:

No enlargement of use will result from this transfer.
The season of use was expanded to the standard season of use. Prior to the transfer, the water rights' volumes were based on 3.5 acre feet per acre, and were not rate-limited.
The transfer does not authorize any additional rate, volume, or irrigation acres.

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.

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Re: Legal Notice Not Required

Legal Notice Not Required
4/30/2015

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.