

MEMORANDUM

Date: December 22, 2014

To: Transfer 79722

From: Kerrie Mathews

Re: Transfer Evaluation

Transfer No. 79722 for water rights 29-13840, 29-13842 and 29-13844 proposes to rearrange the place of use for the rights and split each right into two portions. A separate transfer will be filed to move the smaller split portion of the rights to a new place of use. The three rights in combination authorize the irrigation of 214 acres. Peck Farms will keep 192 acres associated with the current property. The second transfer application will move the remaining 22 acres to a different property (new POU and POD).

Authority to file:

All of the water rights are currently in the name of Alecia or Kevin Peck. The current place of use is in the name of KAP Properties LLC, Kevin Peck is listed as the registered agent.

Validity of the Water Right:

Water rights 29-13840 and 29-13844 were decreed on March 22, 2004. Water right 29-13842 was licensed on December 18, 2002. Aerial photography shows consistent irrigation. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No injury to other water rights was identified. The application was not advertised. Water rights are not within a water district.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this transfer application.

MEMORANDUM

Date: December 23, 2014
To: Transfer 79722
From: James Cefalo
Re: Legal Notice Not Required

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.