

MEMORANDUM

Date: October 10, 2014
To: Transfer 79438
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

Companion transfer 79433 split off a portion of right no. 35-13523 for use in a dairy. The purpose of this transfer is to rearrange the remaining acreage to reflect current irrigation practices.

Authority to File:

Department records show the applicant as the current owner of the water right, and county taxlot data shows the applicant as the owner of both the current and proposed places of use. The transfer application was signed by a general partner authorized to sign on behalf of the partnership.

Water Right Validity:

Right no. 35-13523 was decreed in the SRBA in 2002. Review of post-2002 aerial photography shows regular irrigation of the place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed change. The place of use is simply being rearranged to reflect minor changes to the irrigation system. Neither the points of diversion nor the quantity authorized to be diverted will change as a result of the transfer. The watermaster reviewed the application and did not oppose its approval. Since it is abundantly clear that the proposed change will not adversely impact other water rights, this application will not require public notice.

Enlargement of Use:

The proposed change will not result in enlargement of use because the number of acres authorized for irrigation under this right will not increase. There are no overlaps in the current place of use of this right, and most of the current place of use will continue to be irrigated by this right. Irrigated acres will simply be shifted within the right's current quarter-quarter descriptions.

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.