

MEMORANDUM

Date: January 22, 2014
To: Transfer 79055
From: Heather Bohac
Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
1/22/2014

This transfer proposes to change the places of use for two water rights to correct a potential notice of violation. Water rights involved include 35-2175 & 35-8112. 35-2175 will be limited to 100 acres within the new place of use and 35-8112 will be limited to 174 acres within the new place of use. These water rights, when combined are limited to 274 acres of irrigation. In total, only 10.6 acres are being relocated through this transfer. Both water rights share the same POD. There will be no changes to the current diversion system.

Authority to File:

Stephen and Barbara Klassen are the current owners of water rights 35-2175 & 35-8122 per IDWR record. 2012 Bingham county taxlot data shows that they also own the property at the current place of use and are the owners of the property at the proposed place of use.

Water Right Validity: Water right 35-2175 was decreed on 1/31/2002 in the SRBA and water right 35-8112 was licensed on 10/18/1994. Both water rights are currently active. 2013 aerial photography shows land being irrigated. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No issues identified. Transfer involves a POU change involving only 10.6 acres. Water rights are within WD 120. Water rights are inside of the ESPA. Will request water master comment and process as a no advertistment transfer.

Enlargement of Use:

No enlargement of use identified.

Local Public interest:

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.