

MEMORANDUM

Date: April 24, 2013

To: Transfer
78474

From: Scott Bergendorf

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the place of use for water rights 35-13247, 35-2614 and 35-7442. The applicants are seeking to rearrange the place of use to cover land being irrigated without a water right. The points of diversion will remain the same.

Authority to File:

The applicants are the current owners of water rights per IDWR record and owner of proposed place of use per Bingham County taxlot data. According to IDWR record, Idaho AgCredit has a security interest in the water rights involved in this transfer. Since this transfer is not moving the water rights to different farm ground, a consent letter from Idaho AgCredit will not be required. The department will send correspondence letters to Idaho AgCredit informing them of the transfer.

Water Right Validity:

Both water rights were decreed in the SRBA in 2002. A portion of rights 35-13247, 35-2614 and 35-7442 are currently enrolled in CREP. This transfer will not will not affect those portions of the water rights enrolled in CREP.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. Points of diversion will not change. No ESPA analysis is required. This transfer will be processed with no advertisement. The watermaster does not oppose transfer. Injury to other rights is not apparent.

Enlargement of Use:

The proposed changes will not result in enlargement of use. Neither rate nor acres will increase as a result of the transfer.

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.