

MEMORANDUM

Date: September 19, 2023
To: Transfer 87675
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to split 40 acres from water right 15-7193, and change the place of use and point of diversion for the split portion.

Authority to File:

The applicant, Jared Simpson, is the registered agent for S Bar S Ranch, the current owner of record for water right 15-7193. The current owner of the existing place of use for water right 15-7193 is Daniels Holding Company LLC. S Bar S Ranch sold the property to Daniels Holding in November 2022, but withheld 40 acres of water right 15-7193 from the conveyance in the sale agreement. TJ Daniels, registered agent for Daniels Holding Company LLC, signed the application to confirm that 40 acres of the 440 total irrigated acres was retained by S Bar S Ranch and may be moved. Applicant has demonstrated the authority to make this change.

Water Right Validity:

The right involved in this transfer was licensed in 2015. Review of 2019 aerial photography shows signs of irrigation and vegetation growth. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed changes. The authorized quantity under 15-7193 will not increase as a result of the transfer. The transfer was advertised and received a protest from the Samaria Water & Irrigation Company, which was later withdrawn without condition.

Enlargement of Use:

The proposed changes will not result in enlargement because neither the rate, volume nor irrigated acres will increase as a result of the transfer. The 40-acre split portion will be stacked with shares from Samaria Water & Irrigation Co at the proposed place of use.

Local Public interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

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.

