

MEMORANDUM

Date: May 29, 2024
To: Transfer 88946
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to rearrange the place of use for water right 25-7563 to reflect recent changes to the irrigation system. Wheel lines were replaced with wiper pivots.

Authority to File: Application was filed by Shaw Capital Inc., current owner of record for water right 25-7563. Application was signed by Jake Burtenshaw, registered agent for the company. Ownership was updated prior to the transfer application. Shaw Capital is the owner of the existing and proposed places of use according to Bonneville County parcel data.

Water Right Validity: Water right 25-7563 was licensed in 1997. Water right has been held unused as mitigation since the 2015 SWC/IGWA settlement agreement. The acres have been irrigated from 2017 to the present day with water from Farmer's Friend Irrigation Company, even though the acres are outside of the service boundary for the company.

Injury to Other Water Rights: Transfer application only rearranges the place of use. Point of diversion will not change. Watermaster for Water District 120 was notified of the application and did not oppose the changes.

Enlargement of Use: No issues identified. Even though the proposed place of use has been irrigated with Farmer's Friend shares since 2017, the two sources have never been used on the same acres. Water right has been held unused for mitigation purposes under the 2015 SWC/IGWA Settlement Agreement.

Local Public interest / 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.