

MEMORANDUM

Date: June 10, 2024
To: Transfer 89074
From: Christian Stewart
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for water right 27-2125G. The applicant, Thompson Brothers LLC, provided a copy of an agreement to purchase the right. The applicant currently owns water right 27-7324 and proposes to combine water rights 27-2125G and 27-7324 onto a 111-acre place of use. The proposed point of diversion is in the SWNE, T03S R35E S11.

Authority to File: According to Bingham County parcel maps, the applicant, Thompson Brothers LLC, owns the three parcels associated with the proposed place of use. Applicant is the owner of record for water right 27-7324. The current owner of water right 27-2125G, Brett and Kathy McDaniel, signed a bill of sale, which was attached to the application.

Water Right Validity: Right 27-2125G was decreed in the SRBA in 2006. Right 27-7324 was partially decreed in the SRBA in 2007. The places of use for both rights have been consistently irrigated.

Injury to Other Water Rights: No issues identified. The amount of water being moved (0.28 cfs under water right 27-2125G) is very small. The Department published notice of the application and no protests were filed. Application included an evaluation of impacts using the ESPA Transfer Tool. No mitigation was required. Watermaster was notified of the transfer and provided comments about enlargement and measuring devices. Condition was added to the approval requiring the installation of a measuring device before diversion.

Enlargement of Use: Water right 27-2125G is currently fully overlapped by water right 27-37A, a senior right from the Blackfoot River. According to delivery data from Water District 27 (Blackfoot River), water right 27-37A is never curtailed. Applicant proposes to stack water right 27-2125G with shares in Corbett Slough Ditch Company at the proposed place of use. According to records from Water District 1, Corbett Slough Ditch Company diverts water throughout the entire summer, even in drought years, but the company often relies heavily on storage water in drought years. A condition was added to the water right 27-2125G, limiting use of the ground water right if the Corbett Slough Ditch shares are not available.

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.