

MEMORANDUM

Date: July 23, 2024
To: Transfer 89184
From: Christian Stewart
Re: Review & Evaluation of Sufficiency of Information

The application proposes to change the place of use for 1876.1-acre combined place of use for thirteen water rights. The transfer proposes to move groundwater off the current place of use and transfer it to cultivate new acreage. No change to points of diversion.

Authority to File: Chalco LLC is the owner of record for the water rights in this transfer. Chalco LLC owns the existing place of use involved in this transfer except for parcel RP03N41E065532, which owned by Jordan and Abby Hamilton. The applicant provided a signed letter from Jordan and Abby Hamilton consenting to the transfer of any water rights attached to their parcel.

Clark Hamilton, signatory, is a registered agent of Chalco LLC per the Idaho Secretary of State. Part of the proposed place of use is owned by the Church of Jesus Christ of Latter Day Saints. Clark Hamilton, registered agent for Chalco LLC, is a also registered agent of Hamilton Triple C Farms, who has a 10 year farm lease with the Church of Jesus Christ of Latter Day Saints for land at the proposed place of use.

Water Right Validity: Water right 25-7506 was licensed on 2/29/2000. The remaining water rights in the transfer were decreed in the SRBA from 09/2005 to 11/2005. The same water rights involved in this transfer were involved in transfer 79387, approved on 7/21/2014. Imagery of the water right place of use in the years since 2014 shows consistent irrigation and cultivation of the existing place of use.

Injury to Other Water Rights: Since there are no proposed changes to the point of diversion for these water rights, no injury issues were identified. Watermaster for Water District 120 was notified of the proposed change and did not provide comment.

Enlargement of Use: The area of newly irrigated acreage being developed in this transfer is equal to the amount of acreage proposed to no longer be irrigated by groundwater. The groundwater rights in this transfer are not currently stacked with irrigation district shares or other water rights. Acres that are currently irrigated by groundwater are proposed to be irrigated by new Progressive Irrigation District water after this transfer. No enlargement 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.