

MEMORANDUM

Date: April 18, 2025
To: Transfer 89502
From: Jon Davidson
Re: Review & Evaluation of Sufficiency of Information

This application proposes to transfer a 5.1 acre portion from combined water rights 31-12428, 31-12422, 31-12424, and 31-12426. Application is for 5.1 acres that will be transferred to a new POU and three existing wells. These water rights will be used to cover land under a mini pivot that is being irrigated without a water right. The 5.1 acres will only cover a portion of the ground previously found to be in violation.

Authority to File: Kent and Ann Hansen are the owners of the water rights per IDWR record and owners of the property at the current place of use where the 5.1 acres are being removed. Hamilton Land and Livestock are the owners of the property at the proposed points of diversion and place of use. Idaho Water Company (applicant) has entered into a purchase agreement with the Hansen's and Hamilton Land and Livestock. The agreement authorizes the applicant to file the transfer application. After the transfer is approved, ownership of the water rights at the proposed place of use will be conveyed to Hamilton Land and Livestock.

Water Right Validity: Water rights have been decreed in the SRBA. The 5.1 acres being transferred is associated with land that was enrolled in CRP from 2012-2022. Forfeiture is not an issue.

Injury to Other Water Rights: This transfer proposes to cover irrigated acres that are not covered by a water right. Transfer was advertised with no protests. The watermaster does not oppose the application. This application was advertised and there were no protests. ESPA analysis shows impacts the ESPA river reaches do not exceed 2.0 af/trimester. No mitigation required.

Enlargement of Use:
No issues identified. Land previously irrigated by water rights will be dried up to reflect the 5.1 acres being transferred.

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.