

MEMORANDUM

Date: October 29, 2025
To: Transfer 89835
From: Jon Davidson
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change place of use, nature of use, period of use, and point of diversion for a 10 acre portion of right 35-14923. The applicant is seeking additional water for industrial uses that are consumptive. Industrial uses include concrete mixing, dust abatement, and pond evaporation. This transfer will address the current unauthorized water use as well as provide additional water for growth at the facility. In addition, the application proposes to reconfigure the locations for the existing industrial right 25-14468 to reflect actual locations of the established facility. Industrial Storage is proposed as a permissible place of use.

Authority to File: The application was filed and signed by HK Contractors who own the parcels identified for POU and POD. They are the owners of water right 25-14468 per IDWR record. A purchase and sale agreement authorizing the transfer of water right 35-14923 was signed by water right owners and the buyers representatives.

Water Right Validity: Right 25-14468 and 35-14923 were decreed in the SRBA. 2021 aerial imagery confirms that irrigation occurred on the 10.0 acres being changed. Right 25-14468 has been continually used at the gravel plant per WD 120 measurement records. No forfeiture issues identified.

Injury to Other Water Rights: An ESPA analysis found no required mitigation for the transfer. Transfer was advertised and no protest were received. Watermaster does not oppose transfer. No injury issues identified.

Enlargement of Use: 10 acres of pivot corners under right 35-14923 will not be irrigated. No enlargement concerns.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: 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.