

MEMORANDUM

Date: June 9, 2022
To: Transfer 85922
From: Jake Nebeker
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the current point of diversion (to correct an error) and add a point of diversion to water right 15-7478. The current point of diversion for the right is a shared well, where water pumped is divided with three other water users. The shared well is located on the property of one of the other water users. Delivery disputes have arisen in recent years and there is a chance that the Applicants will not have access to the shared well in the future. The added point of diversion will allow Applicants to construct a well on their own property. This will ensure a water supply if they lose access to the shared well. The change of point of diversion is a result of a clerical error arising during the licensing of the right. The licensed point of diversion is in the NENW of Section 20, but the well is actually just across the QQ line in the NWNW of Section 20. No physical change will take place for this point of diversion change.

Authority to File:

The applicants are the current water right owner of record. Ownership was recently updated (March 2021). Oneida County tax lot data shows the applicant as the owner of the current place of use.

Water Right Validity:

The right included in this transfer was licensed in 1974. Water right transfer no. 85112 was approved for this right in 2021. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

Other rights do not appear to be injured by the proposed change. The quantity authorized to be diverted will not change as a result of this transfer. The transfer was advertised without protest. Since this water right is not within a water district, no water master was contacted.

Enlargement of Use:

The proposed change does not appear to result in enlargement because neither rate nor volume nor irrigated acreage will increase as a result of the transfer.

Local Public interest:

No issued identified.

Beneficial Use/Conservation of Water Resources:

No issued 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.