

MEMORANDUM

Date: February 22, 2022
To: Transfer 85633
From: Jake Nebeker
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to add a point of diversion to water right 34-2486. This is a supplemental ground water right, which is also irrigated by three surface water rights owned by the applicant, and other rights owned by Big Lost River Irrigation District.

Authority to File:

The applicant is the current water right owner of record. Butte County tax lot data shows Joel Andersen as the owner of the parcel where the proposed point of diversion is located. An easement agreement was provided that gives the applicant access to the proposed point of diversion. The applicant has authority to make the change. Luke Hyrum Marchant signed on behalf of the applicant and provided his authority to sign the application.

Water Right Validity:

The right included in this transfer was licensed in 2015. Review of 2015, 2017, and 2019 aerial photography shows growing vegetation on the current place of use. 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 place of use will not change. The quantity authorized to be diverted will not change as a result of the transfer. The water master was notified and did not provide a comment. The transfer was advertised without protest.

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. Surface water rights 34-258, 34-855, and 34-862 overlap the place of use including other rights owned by Big Lost River Irrigation District.

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.